

EXHIBIT 420

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE EASTERN DISTRICT OF OHIO
3 EASTERN DIVISION

4 - - -

5 IN RE: NATIONAL : MDL NO. 2804
6 PRESCRIPTION OPIATE :
7 LITIGATION :

7 : CASE NO.
8 THIS DOCUMENT : 1:17-MD-2804
9 RELATES TO ALL CASES:

 : Hon. Dan A.
 : Polster

10 - - -

 Friday, January 4, 2019

11 - - -

12 HIGHLY CONFIDENTIAL - SUBJECT TO FURTHER
13 CONFIDENTIALITY REVIEW

14 - - -

15 Videotaped deposition of
16 DEBRA CHASE, taken pursuant to notice,
17 was held at the law offices of Morgan
18 Lewis & Bockius, 1111 Pennsylvania
19 Avenue, NW Washington, DC 20004,
20 beginning at 10:17 a.m., on the above
21 date, before Amanda Dee Maslynsky-Miller,
22 a Certified Realtime Reporter.

 - - -

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1 - - -
2 I N D E X
3 - - -

4 Testimony of: DEBRA CHASE

5 By Mr. Powers 7

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7 E X H I B I T S
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1 APPEARANCES: (Continued)

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2 DEPOSITION SUPPORT INDEX
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4 Direction to Witness Not to Answer
5 Page Line Page Line Page Line
6 None

7 Request for Production of Documents
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10 Stipulations
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12 6 1

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15 None

<p style="text-align: right;">Page 6</p> <p>1 - - -</p> <p>2 (It is hereby stipulated and</p> <p>3 agreed by and among counsel that</p> <p>4 sealing, filing and certification</p> <p>5 are waived; and that all</p> <p>6 objections, except as to the form</p> <p>7 of the question, will be reserved</p> <p>8 until the time of trial.)</p> <p>9 - - -</p> <p>10 VIDEO TECHNICIAN: We are</p> <p>11 now on the record. My name is</p> <p>12 Daniel Holmstock. I'm the</p> <p>13 videographer for Golkow Litigation</p> <p>14 Services. Today's date is January</p> <p>15 4th, 2019. The time on the video</p> <p>16 screen is 10:17 a.m.</p> <p>17 This video deposition is</p> <p>18 being held at the law offices of</p> <p>19 Morgan Lewis, at 1111 Pennsylvania</p> <p>20 Avenue, Northwest, in Washington,</p> <p>21 D.C. in the matter of In Re</p> <p>22 National Prescription Opiate</p> <p>23 Litigation.</p> <p>24 The case is pending before</p>	<p style="text-align: right;">Page 8</p> <p>1 A. Yes. Debra Ann Chase.</p> <p>2 Q. Can you spell it, please?</p> <p>3 A. D-E-B-R-A, A-N-N, C-H-A-S-E.</p> <p>4 Q. And we've got a couple of</p> <p>5 people listening on the phone and in the</p> <p>6 room, so I'd ask you to just keep your</p> <p>7 voice up, so everyone can hear.</p> <p>8 Is that all right?</p> <p>9 A. Uh-huh.</p> <p>10 Q. And that -- your answer</p> <p>11 there leads me into one of my further</p> <p>12 instructions.</p> <p>13 Because we do have a court</p> <p>14 reporter taking down the testimony here</p> <p>15 today, I just ask that all of your</p> <p>16 answers that you give are verbal answers,</p> <p>17 a yes or no, something like that, as</p> <p>18 opposed to nods of the head, uh-huhs,</p> <p>19 uh-uh, things like that.</p> <p>20 Is that all right?</p> <p>21 A. Okay.</p> <p>22 Q. If, for any reason, you</p> <p>23 don't understand a question I'm asking</p> <p>24 today or require any sort of</p>
<p style="text-align: right;">Page 7</p> <p>1 the United States District Court</p> <p>2 for the Northern District of Ohio,</p> <p>3 Eastern Division. The deponent is</p> <p>4 Debra Chase. Counsel will be</p> <p>5 noted on the stenographic record</p> <p>6 for appearances. The court</p> <p>7 reporter is Amanda Miller, who</p> <p>8 will now administer the oath.</p> <p>9 - - -</p> <p>10 DEBRA CHASE, after having</p> <p>11 been duly sworn, was examined and</p> <p>12 testified as follows:</p> <p>13 - - -</p> <p>14 EXAMINATION</p> <p>15 - - -</p> <p>16 BY MR. POWERS:</p> <p>17 Q. Good morning, Ms. Chase.</p> <p>18 A. Good morning.</p> <p>19 Q. My name is Will Powers, and</p> <p>20 I represent the plaintiffs in this</p> <p>21 litigation.</p> <p>22 Before we get going, can you</p> <p>23 please state your full name and spell it</p> <p>24 for the record?</p>	<p style="text-align: right;">Page 9</p> <p>1 clarification, explanation of the words</p> <p>2 I'm using or anything like that, you have</p> <p>3 to tell me and we'll get that matter</p> <p>4 resolved before you answer the question.</p> <p>5 Is that okay?</p> <p>6 A. Yes.</p> <p>7 Q. So, then, if you answer a</p> <p>8 question, I'm going to go ahead and</p> <p>9 assume that you understand it.</p> <p>10 Is that okay?</p> <p>11 A. Yes.</p> <p>12 Q. Are you currently suffering</p> <p>13 from any medical disease or illness that</p> <p>14 in any way interferes with your ability</p> <p>15 to answer truthfully and completely my</p> <p>16 questions here today?</p> <p>17 A. No.</p> <p>18 Q. Do you understand that the</p> <p>19 court reporter has sworn you in and</p> <p>20 you're under oath here just as you would</p> <p>21 be in a courtroom at trial?</p> <p>22 A. Yes.</p> <p>23 Q. And because you're under</p> <p>24 oath, if you lie or provide an</p>

<p style="text-align: right;">Page 10</p> <p>1 intentionally misleading answer, you may 2 be subject to criminal or civil 3 penalties. 4 Do you understand that? 5 A. Yes. 6 Q. And as we go today, we can 7 take breaks if you need them, but I just 8 ask that if there's a question pending, 9 that you answer the question pending 10 before we take the break. 11 Is that all right? 12 A. Yes. 13 MR. LAVELLE: The witness 14 will consult with -- I reserve the 15 right to consult with counsel if 16 there's a privilege issue. 17 BY MR. POWERS: 18 Q. That gets to my next 19 instruction. 20 Your counsel, from time to 21 time, may object to my questions. But 22 I'm still entitled to an answer, unless 23 your counsel specifically instructs you 24 not to answer.</p>	<p style="text-align: right;">Page 12</p> <p>1 degree from college? 2 A. I did not. 3 Q. Do you have any other 4 education beyond high school, besides the 5 classes you took at Harford Community 6 College? 7 MR. LAVELLE: Object to 8 form. 9 THE WITNESS: Could you 10 repeat that again? 11 BY MR. POWERS: 12 Q. Any education -- did you 13 have any education beyond high school, 14 besides the -- some community college at 15 Harford Community College? 16 MR. LAVELLE: Same 17 objection. 18 THE WITNESS: I've had some 19 other education through the 20 military. 21 BY MR. POWERS: 22 Q. What is the nature of that 23 education? 24 A. I'm sorry?</p>
<p style="text-align: right;">Page 11</p> <p>1 Do you understand that? 2 A. Yes. 3 Q. Okay, Ms. Chase, I want to 4 start by going over your educational 5 background. 6 Did you ever complete high 7 school? 8 A. Yes. 9 Q. Where did you go to high 10 school? 11 A. Parkdale High in Riverdale, 12 Maryland. 13 Q. And when did you graduate? 14 A. 1983. 15 Q. Do you have any education 16 beyond high school? 17 A. I have some college. 18 Q. Where did you do your "some 19 college"? 20 A. Harford Community College. 21 Q. And when was that? 22 A. In between '84, '86 -- 1984, 23 1986. 24 Q. Did you ever receive a</p>	<p style="text-align: right;">Page 13</p> <p>1 Q. What is the nature of that 2 education? 3 A. It pertained to the job that 4 I had in the military. 5 Q. Let me back up here. 6 When were you in the 7 military? 8 A. From 1983 to 1992. 9 Q. And what branch of the 10 military were you in? 11 A. I was in the Army. 12 Q. During that time period when 13 you were in the military, where were you 14 located? 15 A. Starting from the beginning 16 or -- 17 Q. Sure. 18 A. I was -- started in the 19 Army. I went to Fort Jackson for basic 20 training. And then I went to Fort 21 Benjamin, Harrison, Indiana for my 22 advanced training. 23 And after that, I was 24 stationed at Aberdeen Proving Ground.</p>

<p style="text-align: right;">Page 14</p> <p>1 And then I went to Augsburg, Germany, and 2 back to Aberdeen Proving Ground. And my 3 last station was in Kaiserslautern, 4 Germany. 5 Q. And you mentioned that you 6 got some education while you were in the 7 Army. 8 What was the education you 9 got while you were in the Army? 10 A. All the education I got was 11 pertaining to the particular job that I 12 had. 13 Q. What was the particular job 14 you had? 15 A. It was called personnel 16 information systems. 17 Q. And what -- can you describe 18 what personnel information systems was? 19 A. It actually entailed quite a 20 few things. Mainly, like, data entry 21 information. 22 Q. Then you said you left the 23 military in 1992, right? 24 A. Correct.</p>	<p style="text-align: right;">Page 16</p> <p>1 A. Yes. 2 Q. What were the part-time jobs 3 you had in addition to your full-time job 4 at Northeast Foods during the time period 5 of '92 to '98? 6 A. I worked for Rite Aid 7 pharmacy, the store, for a brief period. 8 And what else? 9 I worked for Riley Mortgage 10 Company part time in Columbia, Maryland 11 as well. 12 Q. The Rite Aid store you 13 worked at part time before 1998, what 14 were you doing at the store? 15 A. I was a cashier. 16 Q. Was cashier your only job 17 you had, before joining Rite Aid full 18 time in '98, at Rite Aid? 19 A. Yes. 20 Q. When you first started 21 working at Rite Aid in 1998, what was the 22 position that you had? 23 A. When I first started, I was 24 hired as the order fulfillment partner.</p>
<p style="text-align: right;">Page 15</p> <p>1 Q. Where -- what did you do 2 after you left the military in 1992? 3 A. So forgive me, that kind of 4 goes back to the education. 5 I did go to school again and 6 took a couple of classes at Harford 7 Community. 8 But then I was employed by 9 Northeast Foods in Baltimore. 10 Q. And what did you do for 11 Northeast Foods? 12 A. I was a payroll clerk and 13 data entry clerk. 14 Q. When did you first start 15 working at Rite Aid? 16 A. In 1998. 17 Q. Between '92 and '98, when 18 you first started working at Rite Aid, 19 did you work anywhere else besides 20 Northeast Foods? 21 A. Not full time. I had 22 part-time jobs. 23 Q. Was your job with Northeast 24 Foods a full-time job?</p>	<p style="text-align: right;">Page 17</p> <p>1 Q. And where were you working 2 at that time as an order fulfillment 3 partner? 4 A. In the Rx area, pharmacy 5 area. 6 Q. When you say "the Rx area," 7 are you referring to a physical area or a 8 topic area? 9 MR. LAVELLE: Object to 10 form. 11 THE WITNESS: I'm sorry? 12 BY MR. POWERS: 13 Q. You said that you worked in 14 the Rx area. 15 Are you talking about a 16 physical area or, like, a topic area? 17 A. It was -- 18 MR. LAVELLE: Object to 19 form. 20 THE WITNESS: It was the 21 department. 22 BY MR. POWERS: 23 Q. Where were you physically 24 located when you started working at Rite</p>

<p style="text-align: right;">Page 18</p> <p>1 Aid in '98 as an order fulfillment 2 partner? 3 A. In the Rx department. 4 Q. But was that in Maryland? 5 Was that -- 6 A. I'm sorry. 7 Yes, in -- 8 MR. LAVELLE: Object to 9 form. 10 Please let the attorney 11 finish his question before you 12 start answering. 13 THE WITNESS: I'm sorry. 14 Could you repeat that, 15 please? 16 BY MR. POWERS: 17 Q. Sure. 18 In 1998 when you started 19 working at Rite Aid full time, where, 20 physically, was the office you were 21 working at? 22 A. That was in Aberdeen -- 23 Perryman, Maryland. 24 Q. And is that the distribution</p>	<p style="text-align: right;">Page 20</p> <p>1 order fulfillment partner, yes. 2 Q. When you started in 1998, 3 did you have any other titles besides 4 order fulfillment partner? 5 A. At that time, no. 6 Q. So you testified that your 7 first responsibilities were working with 8 the A-frames. 9 Did you ever switch 10 responsibilities or change 11 responsibilities during your -- after you 12 started in 1998 at Rite Aid? 13 MR. LAVELLE: Object to 14 form. 15 THE WITNESS: Yes, I did. 16 BY MR. POWERS: 17 Q. When was that? When was the 18 first time that happened? 19 A. Approximately six months to 20 a year, I switched to another position. 21 Q. So that would have been some 22 time in 1999, probably, then? 23 A. Approximately. I'm not 24 exactly sure.</p>
<p style="text-align: right;">Page 19</p> <p>1 center Rite Aid has in Perryman, 2 Maryland? 3 A. Yes. 4 Q. What were your job 5 responsibilities as an order fulfillment 6 partner in -- starting in 1998? 7 A. I started off in the Rx 8 department, and I was responsible for 9 running the A-frames. 10 Q. What are the A-frames? 11 A. A-frames was a machine that 12 was set up to dispense -- to dispense the 13 product into the totes for the stores. 14 Q. How long were you an order 15 fulfillment partner? 16 A. As long as you're there, you 17 actually are an order fulfillment partner 18 the whole time, so -- 19 Q. Are you still with Rite Aid 20 today? 21 A. Yes, I am. 22 Q. So are you still an order 23 fulfillment partner today? 24 A. My title is considered an</p>	<p style="text-align: right;">Page 21</p> <p>1 Q. And what was the position 2 you switched into? 3 A. At that time, I was moved 4 into the Rx control cage. 5 Q. And what is the Rx control 6 cage? 7 A. The Rx control cage is the 8 area where controlled drugs were held. 9 Q. And that's also at the 10 Perryman distribution center in Aberdeen? 11 A. Yes. 12 Q. Did your title change when 13 you were moved into the Rx control cage? 14 A. The added title was control 15 cage partner. 16 Q. And how long were you a 17 control cage partner for? 18 A. The -- up until currently, 19 now. 20 Q. And what are the job 21 responsibilities of a control cage 22 partner at the Aberdeen facility? 23 A. It included several 24 different jobs within that cage, and that</p>

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1 consisted of a paperwork person or a
2 picker or a receiver or a replenisher.
3 Q. Anything else besides a
4 paperwork person, picker, receiver or
5 replenisher?
6 A. Not as an actual control
7 cage associate, no.
8 Q. And just so we're clear,
9 when you -- when we talk about the
10 control cage, is that the area within the
11 distribution center that the controlled
12 substances are held?
13 A. Yes.
14 Q. So you mentioned four
15 responsibilities of the control cage
16 partner.
17 The first one you mentioned
18 was paperwork person.
19 Can you describe what you
20 mean by that?
21 A. The paperwork person was
22 responsible for recording the tote
23 numbers and store numbers onto a log for
24 the totes that were picked for the

Page 23

1 stores.
2 Q. Did the log have a name?
3 A. Yes, it has a name. Right
4 now it kind of slips my mind.
5 Q. Okay. Any other
6 responsibilities of the paperwork person?
7 A. After they log the
8 information onto the sheet, then they
9 would palletize the totes after they were
10 strapped and tied, according to that log.
11 Q. Anything else?
12 A. And run reports.
13 Q. What kind of reports did the
14 paperwork control cage partner run?
15 A. The pick list that listed
16 the -- all the drugs that the store was
17 supposed to get on that paper.
18 Q. So the pick list was a list
19 of all the drugs that any particular Rite
20 Aid store was supposed to get in a
21 shipment?
22 A. On that particular order,
23 yes.
24 Q. On that particular order,

Page 24

1 okay.
2 Any other kind of reports
3 that the paperwork control cage partner
4 ran besides the pick list?
5 MR. LAVELLE: Object to
6 form.
7 THE WITNESS: Yes, they did.
8 BY MR. POWERS:
9 Q. What were those reports?
10 A. They were -- what did we
11 call them? Sorry, right now it just kind
12 of slipped my mind, the actual name of
13 it.
14 Q. Can you describe it?
15 A. It was a list of the -- all
16 the stores that printed for a wave, what
17 they called a wave.
18 Q. What is a wave?
19 A. The wave is set up by
20 transportation, and all the stores that
21 would be picked in that one area -- in
22 that one section, shall I say.
23 I'm sorry, and going back to
24 the other question you asked me, what was

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1 the name of the -- it was actually called
2 a tote list. The --
3 Q. So the wave you're talking
4 about, is that like a wave of shipments
5 that would go out to a particular set of
6 stores, or is that a wave inside the
7 distribution center itself?
8 MR. LAVELLE: Object to
9 form.
10 THE WITNESS: I'm sorry,
11 could you ask that again?
12 BY MR. POWERS:
13 Q. Sure.
14 You described a wave before
15 when you were talking about the pick
16 list.
17 Can you describe what the
18 wave means when you say "wave"?
19 MR. LAVELLE: Object to
20 form.
21 THE WITNESS: Each wave had
22 the stores set up the way
23 transportation had them to be
24 picked.

<p style="text-align: right;">Page 26</p> <p>1 BY MR. POWERS: 2 Q. When -- you're saying 3 "transportation," so does that have to do 4 with the shipping of the orders to the 5 stores? 6 A. I'm not quite sure how they 7 set it up. But each wave had a separate 8 number to it so you knew which tote, so 9 which stores, went together. 10 Like, if there was a wave 11 10, you knew not to put a store from wave 12 20 on that pallet. 13 Q. So the waves would have 14 numbers and those numbers would 15 correspond to a particular group of 16 stores that were being shipped to? 17 A. Correct. 18 MR. POWERS: We need to go 19 off the record for a second. 20 VIDEO TECHNICIAN: The time 21 is 10:36 a.m. We are going off 22 the record. 23 - - - 24 (Whereupon, a brief recess</p>	<p style="text-align: right;">Page 28</p> <p>1 A. They would actually pick the 2 items for the tote, for the stores. 3 Q. And I'm not real familiar 4 with the Perryman distribution center, so 5 when you say they "picked the items for 6 the totes," can you describe what that 7 entails? 8 A. Yes. They use a system 9 called Pick to Light. So you would 10 induct a tote by hitting a button, and 11 you would scan the tote that had a 12 license plate on it. And then it would 13 assign the tote to a store. 14 And then you would hit 15 another start button, and it would light 16 up all the items that are supposed to be 17 picked for that tote. 18 And then after you hit each 19 button, once the tote was complete, then 20 it would send a label to the printer, 21 which then the paperwork person would 22 take over from there. 23 Q. So I understand it, the 24 picker goes, gets a tote, scans something</p>
<p style="text-align: right;">Page 27</p> <p>1 was taken.) 2 - - - 3 VIDEO TECHNICIAN: The time 4 is 10:44 a.m. And we're back on 5 the record. 6 BY MR. POWERS: 7 Q. Before we took the break, 8 Ms. Chase, we were talking about the 9 duties of a control cage partner. 10 Before I go further into 11 that, were the control cage partners ever 12 called control cage clerks? 13 A. That was a different 14 position. 15 Q. Okay. The control cage 16 clerk is a different position than 17 control cage partner? 18 A. Yes. 19 Q. Okay. So moving back to 20 control cage partner, you said they also 21 had duties that had to do with being a 22 picker; is that right? 23 A. Correct. 24 Q. What were the picker duties?</p>	<p style="text-align: right;">Page 29</p> <p>1 on the tote called the license plate, 2 right? 3 A. Correct. 4 Q. And then they go, 5 physically, to the shelves or the storage 6 areas, right, with the tote that they 7 just scanned; is that correct? 8 MR. LAVELLE: Object to 9 form. 10 THE WITNESS: No. 11 BY MR. POWERS: 12 Q. Can you correct me, then? 13 A. It was on a conveyor. So 14 you would just -- once you pick up the 15 tote and scanned it, you set it on the 16 conveyor and you just slide it down. 17 Q. And when the tote is sliding 18 down the conveyor belts, the items that 19 were supposed to be put in the tote are 20 on shelves or something next to the 21 conveyor belt? 22 MR. LAVELLE: Object to 23 form. 24 THE WITNESS: I'm sorry,</p>

<p style="text-align: right;">Page 30</p> <p>1 could you repeat that?</p> <p>2 BY MR. POWERS:</p> <p>3 Q. Once the tote is on the</p> <p>4 conveyor belt, how were the items</p> <p>5 gathered and put in the tote?</p> <p>6 A. It was like an aisle. So</p> <p>7 you had a conveyor on your left side and</p> <p>8 a set of racks on your right side, and</p> <p>9 that's how the Pick to Light was set up</p> <p>10 on that side.</p> <p>11 So you would just pick the</p> <p>12 item, hit the light to confirm that you</p> <p>13 picked the item, and then put it in the</p> <p>14 tote and just continue the tote down the</p> <p>15 conveyor.</p> <p>16 Q. And once all the items have</p> <p>17 been picked and put in the tote, what</p> <p>18 happened next?</p> <p>19 A. Then that would be pushed</p> <p>20 off to another -- what they call a static</p> <p>21 line, and it would go down the line. And</p> <p>22 then all the totes would be lined up.</p> <p>23 And at that point, that's</p> <p>24 where the paperwork person would take</p>	<p style="text-align: right;">Page 32</p> <p>1 A. Do you mean within the</p> <p>2 building or just --</p> <p>3 Q. Like, were they coming from</p> <p>4 the manufacturers, or somewhere else?</p> <p>5 Let me back up.</p> <p>6 Were the items being</p> <p>7 received from somewhere else besides Rite</p> <p>8 Aid itself?</p> <p>9 A. Yes.</p> <p>10 Q. Where?</p> <p>11 A. We had different vendors</p> <p>12 that were shipped to Rite Aid.</p> <p>13 Q. And those would include</p> <p>14 distributors of controlled substances?</p> <p>15 A. Yes.</p> <p>16 Q. You also mentioned</p> <p>17 replenisher as a job responsibility of a</p> <p>18 control cage partner.</p> <p>19 What were the</p> <p>20 responsibilities of a replenisher?</p> <p>21 A. The replenisher would be</p> <p>22 responsible for stocking the shelves from</p> <p>23 the, like, lower storage areas.</p> <p>24 Q. And that was internal to the</p>
<p style="text-align: right;">Page 31</p> <p>1 over.</p> <p>2 Q. You also mentioned receivers</p> <p>3 as some of the job responsibilities of</p> <p>4 the control cage partner.</p> <p>5 What were the receiver</p> <p>6 responsibilities?</p> <p>7 A. In the early part of the</p> <p>8 time that I started, in '98, the receiver</p> <p>9 was part of that job. And at some point,</p> <p>10 I can't remember when, it became an</p> <p>11 inbound function.</p> <p>12 But they would -- the</p> <p>13 inbound department, or receivers, would</p> <p>14 bring in items that belonged into the</p> <p>15 cage. And you would -- when they brought</p> <p>16 it into the cage, we had a handheld gun,</p> <p>17 and we would go through the items, go</p> <p>18 through each and every box, make sure</p> <p>19 everything was there according to the</p> <p>20 packing list, and then you would receive</p> <p>21 it into the system that were put into the</p> <p>22 inventory.</p> <p>23 Q. Where were the items being</p> <p>24 received from?</p>	<p style="text-align: right;">Page 33</p> <p>1 Rite Aid distribution center?</p> <p>2 A. We had stockers within the</p> <p>3 control cage.</p> <p>4 Q. So where were the lower</p> <p>5 storage areas located, then?</p> <p>6 A. They were right behind the</p> <p>7 pick racks.</p> <p>8 Q. So the replenishers, then,</p> <p>9 were putting from the storage areas into</p> <p>10 the pick rack so they could be put into</p> <p>11 the tote; is that sort of how it worked?</p> <p>12 MR. LAVELLE: Object to</p> <p>13 form.</p> <p>14 THE WITNESS: Yes.</p> <p>15 BY MR. POWERS:</p> <p>16 Q. So you said you were a</p> <p>17 control cage partner from about a year</p> <p>18 after you started at Rite Aid in '98</p> <p>19 until currently, right?</p> <p>20 A. That -- under that -- was</p> <p>21 the umbrella title, yes.</p> <p>22 Q. What other titles did you</p> <p>23 have at the Rite Aid distribution center</p> <p>24 in Perryman?</p>

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1 A. After the control cage
2 associate, I became the -- I did receiver
3 and then also became a control cage
4 clerk.
5 Q. When were you a control cage
6 associate?
7 A. The whole time I was there I
8 was considered a control cage associate.
9 Q. Is control cage associate
10 the same thing as control cage partner,
11 then?
12 A. Yes.
13 Q. When did you become a
14 control cage clerk?
15 A. I can't remember the actual
16 date.
17 Q. Can you give me an
18 approximate date?
19 A. I'm not for sure. I would
20 say within about a year after working
21 there.
22 Q. So some time before 2000?
23 A. Yes.
24 Q. How long were you a control

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1 cage clerk for?
2 A. That, I don't remember the
3 exact date either.
4 Q. Are you still a control cage
5 clerk?
6 A. I am not.
7 Q. What is your current
8 position?
9 A. My current position is a
10 control cage associate.
11 Q. Did you have any other
12 positions besides control cage associate
13 or control cage clerk?
14 A. Yes.
15 Q. What were those positions?
16 A. After the control cage
17 clerk, I became the DEA coordinator.
18 Q. Do you know when you became
19 the DEA coordinator?
20 A. I'm sorry?
21 Q. When did you become the DEA
22 coordinator?
23 A. I don't remember the exact
24 dates. Approximately 2002.

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1 Q. Do you know how long you
2 were a DEA coordinator for?
3 A. Approximately five years.
4 Q. So you were a DEA
5 coordinator from about 2002 to about
6 2007; is that right?
7 A. Yes.
8 Q. And after you stopped being
9 the DEA coordinator, what was your
10 position?
11 A. I went back to the DEA
12 clerk.
13 Q. When you say you went back
14 to DEA clerk, were you ever a DEA clerk
15 before?
16 A. Yes. I was a DEA clerk
17 before I became a coordinator.
18 Q. So is control cage clerk the
19 same as DEA clerk?
20 A. I'm sorry. Yes, it is.
21 Q. I'm just trying to get a
22 handle on the different titles.
23 A. Yes, I apologize.
24 When we say it, it is sort

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1 of interchangeable.
2 Q. So after being DEA
3 coordinator, you went back to being a DEA
4 clerk.
5 How long did you remain a
6 DEA clerk after approximately 2007?
7 A. I can't quite remember. I
8 believe it was less than a year, because
9 they changed the position -- they kind of
10 got rid of the position as the clerk.
11 Q. Did you transition to a new
12 position at that point when they got rid
13 of the DEA clerk position?
14 A. Yes. Then I became the
15 control cage lead.
16 Q. And how long were you a
17 control cage lead?
18 A. Up until currently -- I'm
19 sorry, excuse me, until 2014.
20 Q. And then after 2014, what
21 was your position?
22 A. Then I just pretty much
23 became the DEA associate again, or
24 partner.

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1 Q. And that -- is that what you
2 referred to earlier as the control cage
3 associate?
4 A. Correct.
5 Q. Okay. I want to go back to
6 the control cage clerk before you became
7 DEA coordinator.
8 What were your job
9 responsibilities in that position?
10 A. If I remember, most of the
11 responsibilities were to monitor the
12 billing report and different
13 correspondences with other people within
14 the building, and helping out in the
15 control cage with whatever was needed
16 from the other associates, and assisting
17 the DEA clerk with whatever -- I mean, a
18 DEA coordinator with whatever she needed.
19 Q. Who was the DEA coordinator?
20 A. At the time --
21 MR. LAVELLE: Object to
22 form.
23 BY MR. POWERS:
24 Q. Yeah. At the time you were

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1 a control cage clerk, before becoming a
2 DEA coordinator.
3 A. I'm sorry, if you could just
4 repeat that.
5 Q. Sure.
6 So you said one of your job
7 responsibilities as a control cage clerk,
8 when you were in that position before you
9 became a DEA coordinator in approximately
10 2002 was to assist the DEA coordinator,
11 right?
12 A. Correct.
13 Q. Who was the DEA coordinator
14 you were assisting?
15 A. That was Marian Wood.
16 Q. Do you know how long Ms.
17 Wood has been in that position as DEA
18 coordinator?
19 MR. LAVELLE: Object to
20 form.
21 THE WITNESS: No.
22 BY MR. POWERS:
23 Q. Has she been the DEA
24 coordinator at the Aberdeen facility your

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1 entire time there?
2 A. No.
3 Q. When you moved on to the
4 position of DEA coordinator in around
5 2002, what were your job responsibilities
6 there?
7 A. My main responsibilities
8 were to make sure that the associates in
9 the cage were adhering to different
10 procedures and policies within the cage
11 and to maintain the inventory, and it
12 included correspondence with DEA agents
13 and Board of Pharmacy agents, and other
14 clerical things.
15 - - -
16 (Whereupon, Exhibit
17 RiteAid-Chase Exhibit-1,
18 Rite_Aid_OMDL_0016495-498, was
19 marked for identification.)
20 - - -
21 MR. POWERS: I'll hand you
22 what I marked as Exhibit-1. For
23 the record it's Bates stamped
24 Rite_Aid_OMDL_0016495. And it's

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1 an e-mail with the included
2 attachments.
3 BY MR. POWERS:
4 Q. Just take a second and look
5 over the e-mail, and just let me know
6 when you've had a chance to review it.
7 MR. LAVELLE: Are you using
8 any prefix for the exhibit? Are
9 you just calling it Exhibit-1?
10 MR. POWERS: I'll just refer
11 to it as Exhibit-1.
12 MR. LAVELLE: Okay.
13 MR. POWERS: I think on the
14 stickers it says Chase as the
15 witness.
16 MR. LAVELLE: So it's
17 Chase-1. Thank you.
18 BY MR. POWERS:
19 Q. I want to direct your
20 attention to the first page of Exhibit-1.
21 It looks like it's an
22 e-mail. And at the top there, it says,
23 From Debra Chase.
24 That's you, right?

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1 A. Correct.
2 Q. And it's sent to a
3 [REDACTED]@RiteAid.com.
4 Who is that?
5 A. At the time, that would have
6 been Kim Brown, and she was the Rx
7 department manager.
8 Q. And then the e-mail has two
9 attachments, Control Cage Clerk.doc and
10 DEA Coordinator Job Responsibilities.doc.
11 Do you see those?
12 A. Yes.
13 Q. And so looking at the second
14 page of Exhibit-1, it looks like this is
15 the job responsibilities for a control
16 cage clerk.
17 Would you agree?
18 MR. LAVELLE: Object to
19 form.
20 THE WITNESS: I'm sorry,
21 could you repeat that?
22 BY MR. POWERS:
23 Q. The document that is the
24 second page of Exhibit-1 looks to be a

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1 list of job responsibilities for a
2 control cage clerk; is that right?
3 MR. LAVELLE: Object to
4 form.
5 THE WITNESS: Yes.
6 BY MR. POWERS:
7 Q. And I want to direct your
8 attention to Number 7 there.
9 It says, Prepare
10 correspondence to government agencies,
11 when needed, for receiving and inventory
12 shortages discrepancies.
13 Do you see that?
14 A. Yes.
15 Q. What correspondence would
16 this refer to?
17 A. That would be if we had any
18 shortages or -- inventory shortages, we
19 would send a letter of intent to the DEA
20 to let them know that we might possibly
21 file a DEA Form 106 for shortages.
22 Q. Any other types of
23 correspondence that this refers to, that
24 Number 7 refers to in this document?

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1 A. It would just be an e-mail
2 that we would send ahead of time in --
3 yes, just the e-mail to let them know
4 that we might be filing the 106.
5 Q. And who did you send that to
6 at the DEA?
7 A. I can't remember her name
8 right now. At the time, it was a female
9 that we would send it to.
10 Q. It would be a specific
11 person, though?
12 A. Yes. Yes.
13 Q. I want to direct your
14 attention to Number 9 here on the second
15 page of Exhibit-1.
16 And it says, Check monthly
17 and ARCOS receipts.
18 Do you see that?
19 A. Yes.
20 Q. What does that mean?
21 A. Each month, on the 10th of
22 the month, we would get monthly reports
23 for billing and receiving and ARCOS
24 reports. And we would check those to the

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1 billings and receivings that we had done
2 for the previous month.
3 Q. It looks like ARCOS is all
4 caps.
5 Is that an abbreviation
6 you're familiar with?
7 A. Yes, it is.
8 Q. What is ARCOS?
9 A. I'm familiar with it, but I
10 don't remember what the breakdown of it
11 is.
12 Q. What is it -- what does the
13 ARCOS information tell you?
14 A. It pretty much tells me it's
15 an item that is designated as an ARCOS
16 item that is reportable -- let me make
17 sure I say it -- that is reportable --
18 that is watched by the DEA, and it's what
19 they call ARCOS reportable.
20 Q. And controlled substances
21 would be ARCOS reportable?
22 A. Not all.
23 Q. Not all.
24 Which ones would be

<p style="text-align: right;">Page 46</p> <p>1 reportable, ARCOS reportable?</p> <p>2 A. I don't remember</p> <p>3 specifically.</p> <p>4 Q. Looking at Number 10 now, it</p> <p>5 says, Trained as backup for DEA</p> <p>6 coordinator when needed.</p> <p>7 Do you see that?</p> <p>8 A. Yes.</p> <p>9 Q. And that Number 11 also</p> <p>10 says, Trained to support a DEA</p> <p>11 inspection, if needed.</p> <p>12 Do you see that?</p> <p>13 A. Yes.</p> <p>14 Q. How were these trainings</p> <p>15 referred to in 10 and 11 conducted?</p> <p>16 A. I trained with Marian Wood,</p> <p>17 and she would go through all different</p> <p>18 situations with me and show me what's</p> <p>19 needed to back her up in her job in her</p> <p>20 absence, for her job and the DEA</p> <p>21 inspections as well.</p> <p>22 Q. Was there anything besides</p> <p>23 the in-person training with Marian Wood?</p> <p>24 A. I'm sorry?</p>	<p style="text-align: right;">Page 48</p> <p>1 A. Yes.</p> <p>2 Q. Did she work out of the</p> <p>3 Perryman distribution center?</p> <p>4 A. Yes.</p> <p>5 Q. Going to the third page of</p> <p>6 Exhibit-1.</p> <p>7 At the top there, it looks</p> <p>8 like the subject line of this document</p> <p>9 is, DEA coordinator job responsibilities.</p> <p>10 Do you see that?</p> <p>11 A. Yes.</p> <p>12 Q. So this document outlines</p> <p>13 the job responsibilities for the DEA</p> <p>14 coordinator position, right?</p> <p>15 A. Yes.</p> <p>16 Q. I'm going to direct your</p> <p>17 attention to Number 1 in the list there.</p> <p>18 And it says, Ensure</p> <p>19 regulatory compliance with state and</p> <p>20 federal laws as it relates to pharmacy</p> <p>21 operations.</p> <p>22 Do you see that?</p> <p>23 A. Yes.</p> <p>24 Q. How did you do this?</p>
<p style="text-align: right;">Page 47</p> <p>1 Q. Was there any other training</p> <p>2 besides the in-person training with</p> <p>3 Marian Wood on these two topics?</p> <p>4 A. Not that I can remember.</p> <p>5 Q. Were there any written</p> <p>6 materials given to you when these</p> <p>7 trainings happened?</p> <p>8 A. None specific that I can</p> <p>9 remember. But we would go over different</p> <p>10 items that were -- you know, different</p> <p>11 logs that we had in the office, and she</p> <p>12 taught me what was what and what needed</p> <p>13 to be reported, that type of thing.</p> <p>14 Q. Besides Marian Wood, do you</p> <p>15 know if anyone else did these kind of</p> <p>16 trainings?</p> <p>17 A. At times, I do recall Kevin</p> <p>18 Mitchell would come down from the</p> <p>19 corporate office.</p> <p>20 Q. And the corporate office is</p> <p>21 where?</p> <p>22 A. In Harrisburg, Pa.</p> <p>23 Q. And Marian Wood was located</p> <p>24 in Maryland?</p>	<p style="text-align: right;">Page 49</p> <p>1 MR. LAVELLE: Object to</p> <p>2 form.</p> <p>3 THE WITNESS: Compliance</p> <p>4 with state and federal laws as it</p> <p>5 relates to pharmacy operations, I</p> <p>6 don't quite remember specifically.</p> <p>7 I think the information was</p> <p>8 based on the CFR, the Code of</p> <p>9 Federal Regulations.</p> <p>10 BY MR. POWERS:</p> <p>11 Q. When you say it was "based</p> <p>12 on the CFR," you mean where it refers to</p> <p>13 the state and federal laws, those would</p> <p>14 be the CFR provisions?</p> <p>15 A. I'm sorry, repeat that.</p> <p>16 Q. You said the information was</p> <p>17 based on the CFR.</p> <p>18 Are those the -- are you</p> <p>19 saying that the CFR provisions are the</p> <p>20 state and federal laws that the DEA</p> <p>21 coordinator here is supposed to ensure</p> <p>22 regulatory compliance with?</p> <p>23 MR. LAVELLE: Object to</p> <p>24 form.</p>

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1 THE WITNESS: I believe --
 2 well, for the regulatory
 3 compliance, we use the CFR as a
 4 guideline is what I'm saying.
 5 BY MR. POWERS:
 6 Q. Anything else besides the
 7 CFR?
 8 A. Not that I can think of
 9 specifically right now.
 10 Q. And this Number 1 here says,
 11 Ensure regulatory compliance.
 12 How did you ensure the
 13 regulatory compliance, as a DEA
 14 coordinator?
 15 A. There were different
 16 policies and procedures that were put in
 17 place that -- to ensure that we were in
 18 compliance with that regulatory, based on
 19 the CFR.
 20 Q. Moving down to Number 2 in
 21 this list, it says, Maintain SOPs for
 22 pharmacy department.
 23 Do you see that?
 24 A. Yes.

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1 Q. Does "SOP" refer to standard
 2 operating procedures?
 3 A. Yes.
 4 Q. What does it mean by
 5 maintain the SOPs?
 6 A. We have the SOPs in our
 7 office. And when it says "maintain,"
 8 it's just make sure that they were
 9 updated.
 10 Q. Anything besides making sure
 11 they were updated?
 12 A. Other than making sure that
 13 the associates had the current SOPs,
 14 that's pretty much it.
 15 Q. Number 3 there says, Review
 16 and verify information on end-of-month
 17 ARCOS reports for accuracy and
 18 completion. Maintain pharmaceutical
 19 files and records for state-required time
 20 frame.
 21 Do you see that?
 22 A. Yes.
 23 Q. Were the end-of-month ARCOS
 24 reports only reviewed for accuracy and

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1 completion?
 2 A. Yes.
 3 Q. And where were those files
 4 maintained, the files referred to in
 5 Number 3 here on this list? Where were
 6 those files maintained?
 7 A. They were kept in the office
 8 of the DEA coordinator.
 9 Q. At the distribution center?
 10 A. Yes.
 11 Q. Were those hardcopy files,
 12 or electronic files?
 13 A. Hardcopy.
 14 Q. And it says for the -- it
 15 says, Maintain the pharmaceutical files
 16 and records for the state-required time
 17 frame.
 18 Do you know what the
 19 state-required time frame was at that
 20 time?
 21 A. I don't remember right now.
 22 Q. Do you know what it is now?
 23 A. No. I don't remember what
 24 it is.

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1 Q. Moving down to Number 5 in
 2 this list in Exhibit-1, it says, Conduct
 3 semi-annual internal DEA audits.
 4 Do you see that?
 5 A. Yes.
 6 Q. What does that Number 5
 7 entry mean there?
 8 A. That means that we actually
 9 conducted our own DEA audits based on
 10 what the DEA had asked for in the
 11 previous times that they had been there.
 12 And we would pretty much go through and
 13 just go through them again.
 14 Q. So those audits referred to
 15 in Bullet Point 5 here, those are
 16 internal Rite Aid audits, not having to
 17 do with external people from DEA coming
 18 in and auditing the facility; is that
 19 right?
 20 MR. LAVELLE: Object to
 21 form.
 22 THE WITNESS: Yes.
 23 BY MR. POWERS:
 24 Q. And the Number 5 there says,

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1 Semi-annual.
2 How often was that?
3 A. Six -- every six months.
4 But not -- it didn't always happen, like,
5 every six months.
6 Q. There wasn't a set schedule
7 or anything like that?
8 A. No.
9 Q. Moving on to the last page
10 of Exhibit-1, and it's Number 9.
11 It says, Ensure the
12 following logbooks are in place.
13 And the first one listed
14 there as letter A is, Excessive order
15 monitoring log.
16 Do you see that?
17 A. Yes.
18 Q. Where is the excessive order
19 monitoring log kept?
20 A. It was kept in the control
21 cage.
22 Q. And was that a hardcopy log
23 or an electronic log?
24 A. It was a hardcopy log.

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1 Q. Was that hardcopy excessive
2 order monitoring log kept in electronic
3 form anywhere else?
4 A. I believe that it was -- it
5 was -- let me start over.
6 Marian Wood, when she was
7 DEA coordinator, she would take the log
8 and type it, and then keep it on a form
9 on her computer.
10 Q. Did you ever take the
11 hardcopy excessive order monitoring log
12 and put it into electronic format
13 yourself?
14 A. I did not.
15 Q. Do you know if anyone else
16 besides Marian Wood did that?
17 A. No.
18 Q. Did you ever see the
19 electronic version of the excessive order
20 monitoring log that Marian Wood created?
21 A. Yes.
22 Q. How did you come to see that
23 electronic version?
24 A. I just saw it -- recently, I

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1 just saw a copy of it.
2 Q. And what does this excessive
3 order monitoring log, whether it be in
4 hardcopy or electronic copy, show?
5 A. It would show the
6 information that was logged by myself or
7 one of the associates for orders that --
8 excuse me -- that was either shorted down
9 or just logged based on the orders that
10 was picked.
11 Q. So you personally made
12 entries into this excessive order
13 monitoring log; is that right?
14 A. Yes.
15 Q. And when would you put
16 entries into this excessive order
17 monitoring log?
18 A. Whenever we had an order
19 that, when the picker is picking and if
20 it comes up over what the threshold is,
21 then they would stop and log it in.
22 They would either short the
23 item down or call the store, just to make
24 sure exactly what they needed. And then

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1 we would log the information into the
2 book.
3 Q. Would the picker log the
4 information or would someone else log the
5 information into the excessive order
6 monitoring log?
7 A. We --
8 MR. LAVELLE: Object to
9 form.
10 THE WITNESS: Yes.
11 BY MR. POWERS:
12 Q. Who would -- sorry, let me
13 ask it this way: Who would physically
14 put the information into the excessive
15 order monitoring log?
16 A. Either myself or the picker.
17 Q. And what information did you
18 put in the excessive order monitoring
19 log?
20 A. It would have -- start off
21 with the date, the item number, the
22 quantity that the pick asked for, and
23 then the quantity that was actually
24 picked.

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1 If we called the store, it
2 would have the store, the pharmacy
3 information, as to whether they wanted --
4 what they wanted, if they wanted
5 something different, we would log what
6 they wanted. And then it would be the
7 person who logged it. And then myself
8 and/or Marian would sign off on it.
9 Q. Going back to -- actually,
10 before I move on from the excessive order
11 monitoring log, you said it was a
12 hardcopy that was kept in the cage.
13 I'm assuming that it would
14 have to be recycled, or it would get
15 pretty large after a while, right? So
16 you would have to -- there wasn't the
17 same excessive order monitoring log the
18 entire period you were at Rite Aid,
19 right?
20 MR. LAVELLE: Object to
21 form. Object to form.
22 BY MR. POWERS:
23 Q. The same physical book was
24 not the same?

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1 MR. LAVELLE: Object to
2 form.
3 THE WITNESS: Can you repeat
4 that for me?
5 BY MR. POWERS:
6 Q. Sure.
7 So you said the excessive
8 order monitoring logs that you made entry
9 into was a physical document, right?
10 A. Correct.
11 Q. It was in some kind of
12 binder or something like that?
13 A. Yes.
14 Q. So does that binder just
15 keep growing year after year, or was it
16 ever replaced?
17 MR. LAVELLE: Object to
18 form.
19 THE WITNESS: It was -- we
20 kept it yearly.
21 BY MR. POWERS:
22 Q. So you had a different
23 binder containing the excessive order
24 monitoring log for each year; is that

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1 right?
2 A. Correct.
3 Q. What did you do with the old
4 physical logbook, excessive order
5 monitoring logbook, when you started a
6 new year?
7 A. We would pull those sheets
8 and put them into a folder.
9 Q. What folder -- sorry, you
10 can finish your answer. I'm sorry. I
11 didn't mean to interrupt you.
12 A. We would pull the sheets for
13 the previous year and put them in a
14 folder, a dated folder for that year, and
15 keep it in the file drawer.
16 Q. What was the name of that
17 folder that you put those pages into?
18 A. Excessive order monitoring
19 log.
20 Q. And where was that file
21 kept?
22 A. We had a desk -- within the
23 control cage, there was a separate area
24 that we used as sort of a clerical area,

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1 and those folders were kept in a desk
2 drawer.
3 Q. And how far back do those
4 order -- excessive order monitoring log
5 hardcopy files go?
6 MR. LAVELLE: Object to
7 form.
8 THE WITNESS: I don't quite
9 remember exactly how long we kept
10 them.
11 BY MR. POWERS:
12 Q. Sitting here today, do you
13 remember -- I mean, you still work in the
14 distribution center, right?
15 A. Yes.
16 Q. Do you know, sitting here
17 today, what the earliest year you have
18 hardcopy files for the excessive order
19 monitoring log?
20 A. We have this current year,
21 yes. And last year's.
22 Q. Anything before that still
23 in hardcopy?
24 A. Not that I can remember

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1 right now.
2 Q. Going back to the last page
3 of Exhibit-1, Number 9, letter C, there's
4 a Red Book log.
5 What is that?
6 A. The Red Book was a book that
7 we kept in the DEA -- in the office, in
8 the DEA office. And it was a log for
9 each item. And any type of adjustments
10 that was done to that item was logged
11 into the book.
12 Q. Would that -- you said it
13 was a book that included adjustments of
14 items.
15 Would that include
16 adjustments for orders that were cut down
17 to below threshold?
18 A. Yes.
19 Q. Where is this Red Book log
20 kept?
21 A. It was kept in the DEA
22 coordinator's office.
23 Q. So that would have been
24 Marian Wood's office?

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1 A. Yes.
2 Q. And was that also in
3 hardcopy?
4 A. Yes.
5 Q. Did it exist in any
6 electronic format?
7 A. We kept the log -- we had
8 a -- the format of the sheet that we
9 filled out, we kept that on our computers
10 in a file.
11 Q. When you say "on our
12 computers," do you mean your personal
13 computer, or was it a Rite Aid computer
14 system?
15 MR. LAVELLE: Object to
16 form.
17 THE WITNESS: Can you repeat
18 that for me, please?
19 BY MR. POWERS:
20 Q. Right.
21 You said you kept it "on our
22 computers." Did you have your own
23 personal computer you kept it on, or was
24 it more so meaning in the Rite Aid

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1 system?
2 MR. LAVELLE: Object to
3 form.
4 THE WITNESS: We had Rite
5 Aid computers.
6 BY MR. POWERS:
7 Q. Going down to Number 11 on
8 the last page of Exhibit-1, it says,
9 Ensure all DEA procedures are reviewed
10 and are practiced by each employee who
11 has authorized access into the CD cage.
12 Do you see that?
13 A. Yes.
14 Q. What does CD stand for here?
15 A. Controlled drug.
16 Q. This item Number 11 says
17 that the job responsibility is to ensure
18 all DEA procedures are reviewed and
19 practiced by each employee.
20 How did the DEA coordinator
21 ensure that all the DEA procedures were
22 followed?
23 A. Can you be just a little bit
24 more specific?

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1 Q. So part of the DEA
2 coordinator's job was to ensure all the
3 DEA procedures were followed by each
4 employee, right?
5 That's what this Number 11
6 says?
7 A. Okay. Yes.
8 Q. How did the DEA coordinator
9 ensure that the DEA procedures were
10 followed by each employee?
11 A. They had -- we had -- I'm
12 sorry.
13 We have procedures that were
14 written up based on the, I guess it kind
15 of goes back to the CFR again and what it
16 states for certain things that we had to
17 have in place. So they had procedures
18 that were written up based on that.
19 So we would -- each
20 procedure was -- for the cage, each
21 associate was given those procedures and
22 gone over them, and they had to sign for
23 them and make sure they understood what
24 was expected from them.

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1 Q. Besides getting the copies
2 of the procedures, what else did the DEA
3 coordinator have to do to ensure that
4 they were followed?
5 A. I mean, other than just
6 making sure that they understood what
7 they were supposed to be doing. And when
8 they first started, they had a training
9 period. So they were trained for a
10 certain period of time to make sure that
11 they understood what they were doing.
12 Q. Were there other trainings
13 besides the initial trainings, or was the
14 initial training the only one?
15 MR. LAVELLE: Object to
16 form.
17 THE WITNESS: I'm sorry,
18 could you repeat it, the question?
19 BY MR. POWERS:
20 Q. Sure.
21 You said that when the
22 employees first started, they had a
23 training period, right?
24 A. Correct.

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1 Q. So besides that initial
2 training period, were the employees ever
3 trained again on DEA procedures?
4 A. Yes.
5 Q. How often?
6 A. I don't quite remember
7 exactly how often. But they were --
8 procedures were gone over with them
9 periodically.
10 Q. Was there any set schedule
11 for that?
12 A. Mainly, if something changed
13 within a procedure, we would make sure
14 everybody had that change and that they
15 understood the change.
16 Q. So besides when there was a
17 change, were the policies ever
18 periodically gone over, the DEA policies
19 gone over with the employees?
20 A. At the time that I was the
21 coordinator, I would go in annually and
22 try to do it with them annually, to make
23 sure they understood and everybody was up
24 on the procedures.

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1 Q. And how did you do that?
2 A. I would come in and gather
3 everybody together. We would physically
4 go over the procedures and read them and
5 have them re-sign them.
6 Q. And Exhibit-1, this is an
7 e-mail from 2007.
8 Do the job responsibilities
9 of a control cage clerk and DEA
10 coordinator, as reflected in Exhibit-1,
11 match the job responsibilities of a
12 control cage clerk and DEA coordinator
13 currently?
14 A. We do not have those
15 positions anymore.
16 Q. What are they called now?
17 A. Those positions don't exist
18 anymore.
19 Q. When did they stop existing?
20 A. Approximately in 2014.
21 Q. Do you know why they stopped
22 existing in 2014?
23 A. Yes.
24 Q. Why is that?

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1 A. In 2014, Rite Aid ceased to
2 ship controlled drugs to the stores, and
3 it was turned over to McKesson.
4 Q. So the descriptions in
5 Exhibit-1, were those the descriptions of
6 the jobs of control cage clerk and DEA
7 coordinator from 2007 to 2014?
8 A. Say that again, I'm sorry.
9 Q. Sure.
10 The job descriptions in
11 Exhibit-1 for a control cage clerk and a
12 DEA coordinator, were those the job
13 responsibilities for those two positions
14 from 2007 to 2014?
15 A. Yes.
16 Q. Are you familiar with the
17 term "diversion" in the context of
18 controlled substances?
19 A. Yes.
20 Q. What does diversion mean, in
21 your own words?
22 A. In my own words, diversion
23 means something that is taken and used
24 for other than what is the purpose.

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1 MR. LAVELLE: Counsel, are
2 you finished with Chase-1?
3 MR. POWERS: Yes.
4 MR. LAVELLE: I'll give it
5 to the court reporter. She needs
6 to keep all the exhibits.
7 Thank you.
8 BY MR. POWERS:
9 Q. Does Rite Aid have an
10 obligation to prevent diversion?
11 A. Yes.
12 MR. LAVELLE: Object to
13 form.
14 BY MR. POWERS:
15 Q. Why does Rite Aid have an
16 obligation to prevent diversion?
17 MR. LAVELLE: Object to
18 form.
19 THE WITNESS: Could you
20 repeat that? I'm sorry.
21 BY MR. POWERS:
22 Q. Why does Rite Aid have an
23 obligation to prevent diversion?
24 MR. LAVELLE: Object to

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1 form.
2 THE WITNESS: As a
3 distributor, they would have an
4 obligation to make sure their
5 items aren't going other than
6 where they're supposed to go.
7 BY MR. POWERS:
8 Q. Any other reason besides by
9 virtue of being a distributor?
10 MR. LAVELLE: Same
11 objection.
12 THE WITNESS: Not that I can
13 necessarily think of right now.
14 BY MR. POWERS:
15 Q. Are you familiar with the
16 concept -- are you familiar with the
17 concept of a suspicious order in the
18 context of controlled substance
19 distribution?
20 A. Yes.
21 Q. What does that mean to you?
22 A. To me, that means that
23 there's an order that we have a question
24 about, that is possibly not what it

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1 should be.
2 Q. When you say "we," in an
3 order that we have a question about, do
4 you mean Rite Aid?
5 A. Yes. In the context of who
6 was working with me.
7 Q. And you said that it's an
8 order that is possibly not what it should
9 be.
10 What do you mean by that?
11 A. As in if we thought
12 something was going to happen to -- other
13 than what was supposed to, other than
14 going to the pharmacist, or if we thought
15 something was happening with it.
16 Q. We talked a little bit
17 before about sort of how the operations
18 worked at the DC, and I want to just get
19 clarity on a couple of points.
20 The Rite Aid distribution
21 centers only distributes to Rite Aid
22 stores, correct?
23 A. Yes.
24 Q. And the Rite Aid

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1 distribution centers only distributed
2 controlled substances up until 2014,
3 right?
4 A. Yes.
5 Q. How often would orders for
6 controlled substances be received at the
7 distribution center?
8 A. Like --
9 Q. Like, would an order come in
10 daily? Weekly? Every hour? How did
11 that work?
12 MR. LAVELLE: Object to
13 form.
14 THE WITNESS: Oh, I'm sorry.
15 The orders came -- they came
16 through daily.
17 BY MR. POWERS:
18 Q. And once the orders came
19 through, what happened next?
20 A. I was not in a position
21 to -- how can I put it? The way they
22 came through the building, I didn't have
23 access to that. That wasn't part of my
24 job.

<p style="text-align: right;">Page 74</p> <p>1 I didn't see it until it</p> <p>2 actually came to the control cage and</p> <p>3 when they downloaded what we called the</p> <p>4 wave, as I explained earlier.</p> <p>5 Q. So you would see a wave come</p> <p>6 through.</p> <p>7 And was that electronic on a</p> <p>8 computer or was it on a hardcopy</p> <p>9 document? How would that come through to</p> <p>10 you?</p> <p>11 MR. LAVELLE: Object to</p> <p>12 form.</p> <p>13 THE WITNESS: Could you</p> <p>14 repeat it for me, please?</p> <p>15 BY MR. POWERS:</p> <p>16 Q. Sure.</p> <p>17 So you said that you would</p> <p>18 get the orders through the waves in the</p> <p>19 control cage, right?</p> <p>20 A. Correct.</p> <p>21 Q. How would you receive those</p> <p>22 waves? Would it be electronic?</p> <p>23 Hardcopy? Verbal? What?</p> <p>24 MR. LAVELLE: Object to</p>	<p style="text-align: right;">Page 76</p> <p>1 system?</p> <p>2 A. Using the Pick to Light</p> <p>3 system, correct.</p> <p>4 Q. And then once the picker put</p> <p>5 all the materials in the tote, what</p> <p>6 happened after that?</p> <p>7 A. Then it would be pushed off</p> <p>8 onto a static line and the paperwork</p> <p>9 person would take over from there.</p> <p>10 Q. After the paperwork person</p> <p>11 was done, what happened?</p> <p>12 A. Then those totes were</p> <p>13 palletized.</p> <p>14 Q. When you say "palletized,"</p> <p>15 I'm just not familiar with the verb.</p> <p>16 It's basically putting it on</p> <p>17 a big pallet to put on a truck; is that</p> <p>18 right?</p> <p>19 A. Yes. Based on the wave,</p> <p>20 like I explained earlier, the totes were</p> <p>21 palletized according to what wave they</p> <p>22 were in. And then they would be sent</p> <p>23 over to transportation.</p> <p>24 Q. And transportation did</p>
<p style="text-align: right;">Page 75</p> <p>1 form.</p> <p>2 THE WITNESS: Computer,</p> <p>3 electronic.</p> <p>4 BY MR. POWERS:</p> <p>5 Q. And was there a name for the</p> <p>6 computer system where you would get the</p> <p>7 waves?</p> <p>8 A. They came down through what</p> <p>9 we called the IPTI system.</p> <p>10 Q. I'm sorry, IP?</p> <p>11 A. IPTI.</p> <p>12 Q. IPTI.</p> <p>13 A. That's the actual computer</p> <p>14 that it came on.</p> <p>15 Q. And then once you saw the</p> <p>16 orders come through in the wave on the</p> <p>17 computer, what happened next?</p> <p>18 A. Then as the picker, once</p> <p>19 they saw the wave, they knew they had</p> <p>20 work, and then that's when they would go</p> <p>21 to the procedure that I explained earlier</p> <p>22 about scanning the tote and going from</p> <p>23 there.</p> <p>24 Q. Using the Pick to Light</p>	<p style="text-align: right;">Page 77</p> <p>1 what -- did what with the pallets?</p> <p>2 A. They would go into -- we had</p> <p>3 a -- a control cage over in the</p> <p>4 transportation area, and they would hold</p> <p>5 them until they were ready to load them</p> <p>6 onto trucks.</p> <p>7 Q. How often were they loaded</p> <p>8 onto trucks?</p> <p>9 A. I don't work over there, so</p> <p>10 I don't know specifically.</p> <p>11 Q. Do you know if Rite Aid</p> <p>12 stores that the distribution center was</p> <p>13 working with got shipments daily?</p> <p>14 Weekly? Biweekly? Do you know the</p> <p>15 frequency?</p> <p>16 A. Not for individual stores.</p> <p>17 Some stores were daily -- I mean, some</p> <p>18 stores were possibly three days a week,</p> <p>19 some stores were one day a week. So it</p> <p>20 varied.</p> <p>21 Q. And we talked a little bit</p> <p>22 before, or you mentioned before the</p> <p>23 concept of a threshold.</p> <p>24 Can you explain what you</p>

<p style="text-align: right;">Page 78</p> <p>1 mean by that?</p> <p>2 A. Yes. A threshold was the</p> <p>3 amount of drugs that was -- I'm sorry,</p> <p>4 the amount of pills that a store could</p> <p>5 get per item. And it was set up as 5,000</p> <p>6 pills per item.</p> <p>7 Q. You say the "amount of</p> <p>8 pills."</p> <p>9 Could it be in different</p> <p>10 forms than pills?</p> <p>11 A. Yes. Like a bottle count of</p> <p>12 100 or 500 or a 50 count. So it would</p> <p>13 determine whether they received 10</p> <p>14 bottles of one or 50 of the other or 10</p> <p>15 of another.</p> <p>16 Q. And when you say it was set</p> <p>17 up as 5,000 pills per item, what do you</p> <p>18 mean by "item"?</p> <p>19 A. The drug itself, a specific</p> <p>20 drug.</p> <p>21 Q. So, let's say, Oxycodone</p> <p>22 would be a different item than, say,</p> <p>23 Tramadol; is that right?</p> <p>24 MR. LAVELLE: Object to</p>	<p style="text-align: right;">Page 80</p> <p>1 say, have a separate threshold?</p> <p>2 A. It was set up across the</p> <p>3 board that each item, with some</p> <p>4 exceptions, had the threshold -- I'm</p> <p>5 sorry, had the threshold of the 5,000</p> <p>6 pills.</p> <p>7 Q. I guess my question is, you</p> <p>8 could have different dosages of</p> <p>9 hydrocodone, right? You can have 50</p> <p>10 milligrams, 10 milligram formulations of</p> <p>11 hydrocodone, right?</p> <p>12 A. Yes.</p> <p>13 Q. So would the 5,000-pill</p> <p>14 thresholds apply across all formulations,</p> <p>15 or did each individual formulation have</p> <p>16 its own 5,000-pill threshold?</p> <p>17 A. It wasn't based on the</p> <p>18 formulation, it was based on the pill</p> <p>19 count of the bottle.</p> <p>20 Q. So if you have a pill</p> <p>21 count -- let me back up.</p> <p>22 What are the different</p> <p>23 formulations of hydrocodone that Rite Aid</p> <p>24 used to distribute?</p>
<p style="text-align: right;">Page 79</p> <p>1 form.</p> <p>2 THE WITNESS: We didn't have</p> <p>3 Oxycodone.</p> <p>4 BY MR. POWERS:</p> <p>5 Q. What is an example of a</p> <p>6 couple different items of controlled</p> <p>7 substances that you did have?</p> <p>8 A. We did have Tramadol or</p> <p>9 hydrocodone items.</p> <p>10 Q. So if you had a shipment of</p> <p>11 both hydrocodone and Tramadol, each</p> <p>12 individual item would have a threshold of</p> <p>13 5,000?</p> <p>14 So the hydrocodone would</p> <p>15 have a threshold of 5,000 and the</p> <p>16 Tramadol would have a separate threshold</p> <p>17 of 5,000; is that right?</p> <p>18 MR. LAVELLE: Object to</p> <p>19 form.</p> <p>20 THE WITNESS: Yes.</p> <p>21 BY MR. POWERS:</p> <p>22 Q. Would the different</p> <p>23 formulations of each drug have a</p> <p>24 different threshold, or, I should rather</p>	<p style="text-align: right;">Page 81</p> <p>1 A. I do not recall all of those</p> <p>2 specifically.</p> <p>3 Q. Okay. Do you remember</p> <p>4 examples?</p> <p>5 A. I'm sorry, no, I do not.</p> <p>6 Q. So let's say the hydrocodone</p> <p>7 has a formulation of an 8-milligram pill.</p> <p>8 Is that one of the ones you</p> <p>9 remember?</p> <p>10 A. Once again, I can't recall</p> <p>11 what exactly --</p> <p>12 Q. We don't really need to go</p> <p>13 through the exact formulations that Rite</p> <p>14 Aid had or didn't have.</p> <p>15 What I'm just trying to say</p> <p>16 is, the hydrocodones would have different</p> <p>17 milligram dosages in each pill, right?</p> <p>18 A. Correct.</p> <p>19 Q. Okay. So for those</p> <p>20 different dosages, would those dosages</p> <p>21 have a 5,000-pill limit on each</p> <p>22 particular dosage, or would all</p> <p>23 hydrocodone in that particular shipment</p> <p>24 have to be calculated against the</p>

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1 5,000-pill limit?
2 MR. LAVELLE: Object to
3 form.
4 THE WITNESS: So, once
5 again, it was based on the pill
6 count of the bottle, not the
7 dosage of the pill.
8 BY MR. POWERS:
9 Q. Would the different
10 formulations of hydrocodone come in
11 different bottles?
12 MR. LAVELLE: Object to
13 form.
14 THE WITNESS: I'm not
15 understanding what you're asking.
16 BY MR. POWERS:
17 Q. So you have -- there's a
18 5,000-pill count threshold, right?
19 A. Correct.
20 Q. And when calculating whether
21 or not you're getting to that 5,000-pill
22 count threshold, do all bottles of
23 hydrocodone, regardless of pill count, go
24 to that 5,000, or do the different

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1 bottles of hydrocodone count differently
2 depending on what's in that bottle?
3 MR. LAVELLE: Object to
4 form.
5 THE WITNESS: No.
6 BY MR. POWERS:
7 Q. Can you explain how it
8 works?
9 A. It was based on the pill
10 count of the bottle. If it was 100
11 pills, 100-pill count bottle, they could
12 only get a total of 5,000 pills, whatever
13 that came out to, whether it's 50
14 bottles. If it was a 500-count, once
15 again, they could only get a total of
16 5,000 pills.
17 Q. So if you have a bottle of
18 hydrocodone that has 100 pills in it and
19 you have a bottle of hydrocodone that has
20 50 pills in it, do those two pill counts
21 get added up for the threshold, or are
22 they separate thresholds?
23 MR. LAVELLE: Object to
24 form.

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1 THE WITNESS: They are
2 separate.
3 BY MR. POWERS:
4 Q. So you could have multiple
5 orders of different pill count bottles of
6 hydrocodone -- strike that. That's a bad
7 question.
8 MR. LAVELLE: Counsel, we've
9 been going about an hour. When we
10 get to a convenient spot for a
11 break, I'd like to take one.
12 MR. POWERS: We can do it
13 right now. That's fine.
14 VIDEO TECHNICIAN: The time
15 is 11:43 a.m. We are going off
16 the record.
17 - - -
18 (Whereupon, a brief recess
19 was taken.)
20 - - -
21 VIDEO TECHNICIAN: The time
22 is 11:58 a.m. We are back on the
23 record.
24 BY MR. POWERS:

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1 Q. Welcome back, Ms. Chase.
2 MR. POWERS: I'm going to
3 hand you what has been marked as
4 Exhibit-2. And the beginning
5 Bates on this exhibit is
6 Rite_Aid_OMDL_0016297.
7 And, once again, it's an
8 e-mail with a bunch of attachments
9 that are also included in this
10 exhibit. It's somewhat lengthy,
11 the number of exhibits on here.
12 I'm going to tell you to take a
13 look at it, but I'm going to tell
14 you that I'm going to direct your
15 attention to a couple particular
16 pages in the exhibit. So maybe
17 that will help move things along a
18 little quicker.
19 - - -
20 (Whereupon, Exhibit
21 RiteAid-Chase Exhibit-2,
22 Rite_Aid_OMDL_0016297-329, was
23 marked for identification.)
24 - - -

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1 THE WITNESS: Okay.
2 BY MR. POWERS:
3 Q. So the first page of
4 Exhibit-2 looks to be an e-mail from you,
5 correct?
6 A. Correct.
7 Q. And it's to a [REDACTED] @Rite
8 Aid.com, right?
9 A. Yes.
10 Q. Who is that?
11 A. At this time, I cannot
12 recall who that is.
13 Q. And it looks like you're
14 attaching a bunch of procedures to this
15 e-mail you're sending, right?
16 A. Yes.
17 Oh, I'm sorry, that would be
18 Darla Harkins is her name.
19 Q. Who is Darla Harkins?
20 A. I believe she was the
21 assistant Rite Aid manager.
22 Q. The manager for the
23 distribution center in Perryman?
24 A. For the Rx department, I'm

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1 sorry.
2 Q. And it looks like in this
3 e-mail you're attaching a bunch of
4 procedures, right?
5 A. Yes.
6 Q. I'm going to direct your
7 attention to the page that is delineated
8 with a Bates stamp ending in 16305. It's
9 four or five pages into the document,
10 Exhibit-2.
11 MR. LAVELLE: The witness
12 has it in front of her.
13 BY MR. POWERS:
14 Q. And it looks like this
15 particular page is entitled, Controlled
16 Drug Above Average Order Monitoring
17 Program.
18 Do you see that?
19 A. Yes.
20 Q. Right below that, it says,
21 in all caps, The person who picks a
22 controlled drug order is responsible for
23 alerting the supervisor on duty of
24 unusually high order quantities.

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1 Do you see that?
2 A. Yes.
3 Q. Who would the supervisor be
4 that's referred to in that sentence?
5 A. It would refer to either the
6 lead or the DEA coordinator.
7 Q. When you say "the lead,"
8 what do you mean by that? Is that the
9 official title?
10 A. Yes, I'm sorry. It's the
11 control cage lead.
12 Q. Control cage lead, okay.
13 What would be considered an
14 unusually high order quantity?
15 A. As it pertains to this, it
16 would be anything that was considered
17 over the threshold.
18 Q. Did you personally ever
19 alert a supervisor to an unusually high
20 order?
21 A. It was reported to myself or
22 whoever the DEA coordinator was at that
23 time.
24 Q. So you were getting the

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1 reports, as opposed to making the
2 reports, of unusually high orders?
3 A. Yes.
4 Q. Did you ever get a report of
5 an unusually high order?
6 A. Yes. I mean -- I'm sorry,
7 when you say "report," basically, I was
8 informed. Like, someone, they would stop
9 picking and say something like, oh, this
10 is over the threshold, what should we do?
11 Or they would take care of it themselves.
12 Q. Right. That's -- yes.
13 A. Yes.
14 Q. I think the term it uses
15 here is "alerted."
16 So as control cage lead or
17 DEA coordinator, whatever you were, were
18 you ever alerted of an order of unusually
19 high order quantity?
20 A. Yes.
21 Q. What did you do when you got
22 that alert?
23 A. We would -- two things,
24 depending on the time of the day, or --

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1 we would either short the item down to
 2 what the threshold is or was and/or we
 3 would either call the store to verify
 4 exactly what they needed and to remind
 5 them that they could not get over that
 6 certain amount.
 7 Q. How did you make the
 8 decision between shorting the order or
 9 calling the store?
 10 A. So it all depended on, like
 11 I said, the time of the day, if the store
 12 was still open or not. Or if night
 13 shift -- night shift, the stores were
 14 mostly closed, so they didn't call.
 15 Q. So what would happen if you
 16 couldn't call?
 17 A. Then they would
 18 automatically short it down to the
 19 threshold.
 20 Q. When you -- did you
 21 personally make some of those phone calls
 22 inquiring about unusually high orders?
 23 A. Yes.
 24 Q. Was there any script or

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1 particular questions you were supposed to
 2 ask?
 3 MR. LAVELLE: Object to
 4 form.
 5 THE WITNESS: No.
 6 BY MR. POWERS:
 7 Q. What did you ask the
 8 pharmacy when you called about an
 9 over-threshold order?
 10 A. Typically, the conversation
 11 would go -- I would ask for the
 12 pharmacist in charge. And then I would
 13 inform them of what the order was, as to
 14 what the item was, and tell them,
 15 depending on what they were ordering,
 16 that they cannot receive that amount and
 17 that I can only ship 50, or whatever the
 18 threshold was for the item.
 19 And then I would ask them if
 20 they even needed that amount. Because
 21 some stores would decide they did not
 22 need that amount.
 23 Q. Would you ever ask anything
 24 else?

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1 A. No, sir.
 2 I'm sorry, other than their
 3 name, so that I can record that into the
 4 log.
 5 Q. If the pharmacy that you
 6 called said, yes, we want the full amount
 7 we ordered, what would happen then?
 8 A. If it was over the
 9 threshold, we would inform them we can
 10 only send what was -- what the threshold
 11 was.
 12 Q. Is that what you refer to as
 13 cutting the order?
 14 A. Yes, sir.
 15 Q. So when you got an unusually
 16 high order quantity above the thresholds,
 17 the order would still be partially
 18 shipped at the amount that would be below
 19 the threshold; is that right?
 20 A. Yes.
 21 Q. Were there ever any orders
 22 that were above threshold that you did
 23 not ship any part of?
 24 A. Say that again. I'm sorry.

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1 Q. Were there any orders that
 2 were -- that came to the distribution
 3 center above the threshold that you did
 4 not ship any part of the order?
 5 A. I do recall we had some. I
 6 don't recall specifics, but I have had
 7 some.
 8 Q. Do you remember why the
 9 orders were not shipped at all?
 10 A. Most of the time, that phone
 11 call, the pharmacist would say they
 12 didn't understand why they even ordered
 13 it, and then they would say we don't need
 14 that so you don't have to ship it to us.
 15 Q. Did you ever ask any
 16 questions beyond just verifying whether
 17 they needed that particular amount?
 18 MR. LAVELLE: Object to
 19 form.
 20 THE WITNESS: No.
 21 BY MR. POWERS:
 22 Q. Let me be clear.
 23 We're talking about when
 24 you're calling the pharmacies when they

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1 place orders above threshold, right?
2 MR. LAVELLE: Object to
3 form.
4 BY MR. POWERS:
5 Q. So let me ask it this way --
6 A. Okay.
7 Q. -- when you called the
8 pharmacists or the pharmacies about
9 orders that came in that were above the
10 threshold, you did not ask any other
11 questions besides whether or not the
12 pharmacy needed that particular amount,
13 right?
14 MR. LAVELLE: Object to
15 form.
16 THE WITNESS: I would only
17 ask them if that order was
18 correct.
19 BY MR. POWERS:
20 Q. Looking at the page in
21 Exhibit-2 that we've been looking at,
22 ending in Bates 16305, in the second full
23 paragraph there, it says, If the store
24 verifies the quantity is correct, the

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1 associate notifies them that we cannot
2 send more than 50 units. This amount is
3 being based on a [REDACTED] average
4 movement test of all controlled drugs.
5 Do you see that?
6 A. Yes.
7 Q. What is a [REDACTED] average
8 movement test of controlled drugs?
9 A. That was a test that was
10 conducted by the Government Affairs
11 Office that determined the movement of a
12 store's items.
13 Q. Do you know who at the
14 Government Affairs Office was responsible
15 for that?
16 A. The contact that I had would
17 be Janet Hart.
18 Q. Before we move on from the
19 calls to the pharmacies, were those calls
20 to the pharmacies, when there was an
21 above-threshold order, were those
22 documented anywhere?
23 A. Yes. They were documented
24 in the excessive logbook.

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1 Q. Anywhere else?
2 A. No.
3 Q. And moving further down, and
4 I guess it's the second -- another
5 paragraph there on the same page we've
6 been looking at in Exhibit-2, it says,
7 the last sentence, In both cases, the
8 associate will make note of the order in
9 the above average order monitoring log.
10 Do you see that?
11 A. Yes.
12 Q. Did anyone ever review that
13 above average order monitoring log?
14 MR. LAVELLE: Object to
15 form.
16 THE WITNESS: Yes.
17 BY MR. POWERS:
18 Q. Who?
19 A. Either myself or Marian.
20 Q. When did you review it?
21 A. The same day that it would
22 happen.
23 Q. Did you ever go back and
24 look at it after you made the entries in

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1 it?
2 A. On the day it would happen,
3 I would either look at it at that time,
4 because I would be the one to sign it,
5 myself or Marian, or by the end of the
6 day we would.
7 Q. Do you know if anyone else
8 ever reviewed that log?
9 MR. LAVELLE: Object to
10 form.
11 THE WITNESS: Not that I can
12 think of specifically.
13 BY MR. POWERS:
14 Q. Going to the next page in
15 Exhibit-2, which is Bates number ending
16 1306, at the top there, it says, With the
17 exceptions of.
18 Do you see that?
19 A. Yes.
20 Q. So are these the exceptions
21 to the 5,000-pill thresholds you were
22 talking about before?
23 A. Yes.
24 Q. And were all the exceptions

<p style="text-align: right;">Page 98</p> <p>1 noted on this document?</p> <p>2 MR. LAVELLE: Object to</p> <p>3 form.</p> <p>4 THE WITNESS: Yes. Yes.</p> <p>5 BY MR. POWERS:</p> <p>6 Q. Did the exceptions change</p> <p>7 over time?</p> <p>8 A. They changed occasionally,</p> <p>9 but not -- I don't know -- remember</p> <p>10 specifically when.</p> <p>11 Q. So different stores had</p> <p>12 different exceptions at different times;</p> <p>13 is that what you're saying?</p> <p>14 A. Right. There was some</p> <p>15 different stores, yes.</p> <p>16 Q. Was this -- were these three</p> <p>17 pages here in Exhibit-2, Bates 16305</p> <p>18 through 16307, the extent of the written</p> <p>19 policy on the above average order</p> <p>20 monitoring program?</p> <p>21 MR. LAVELLE: Object to</p> <p>22 form.</p> <p>23 THE WITNESS: Could you</p> <p>24 repeat that? I'm sorry.</p>	<p style="text-align: right;">Page 100</p> <p>1 Q. Was there any other training</p> <p>2 besides this document we've talked about?</p> <p>3 MR. LAVELLE: Object to</p> <p>4 form.</p> <p>5 THE WITNESS: Not that I can</p> <p>6 recall right now.</p> <p>7 BY MR. POWERS:</p> <p>8 Q. I want to direct your</p> <p>9 attention now to the page in Exhibit-2</p> <p>10 Bates labeled 16311.</p> <p>11 MR. LAVELLE: The witness</p> <p>12 has it in front of her.</p> <p>13 BY MR. POWERS:</p> <p>14 Q. And this document is</p> <p>15 entitled, Drug Diversion Training, right?</p> <p>16 A. Yes.</p> <p>17 Q. And it looks like this</p> <p>18 policy is two pages long, from Page 16311</p> <p>19 to 16312; is that right?</p> <p>20 A. Yes.</p> <p>21 Q. And it looks like this</p> <p>22 document refers to theft, correct?</p> <p>23 A. To the diversion of drugs,</p> <p>24 yes.</p>
<p style="text-align: right;">Page 99</p> <p>1 BY MR. POWERS:</p> <p>2 Q. Sure.</p> <p>3 So these pages we've been</p> <p>4 looking at in Exhibit-2, with Bates</p> <p>5 numbers 16305 through 16307, does that --</p> <p>6 do those three pages constitute the</p> <p>7 entirety of the written policy regarding</p> <p>8 controlled drug above average order</p> <p>9 monitoring program?</p> <p>10 A. This is the document that we</p> <p>11 would use as a training guide for the</p> <p>12 associates that worked in the cage.</p> <p>13 Q. Any other training guides?</p> <p>14 A. For?</p> <p>15 Q. For the above average order</p> <p>16 monitoring program?</p> <p>17 A. Not that --</p> <p>18 Q. So this would be --</p> <p>19 A. -- I can think of.</p> <p>20 Q. I'm sorry.</p> <p>21 A. I'm sorry.</p> <p>22 That I can think of for --</p> <p>23 that we use for the cage for the</p> <p>24 associates.</p>	<p style="text-align: right;">Page 101</p> <p>1 Q. Does drug diversion only</p> <p>2 involve the theft of controlled</p> <p>3 substances?</p> <p>4 MR. LAVELLE: Object to</p> <p>5 form.</p> <p>6 THE WITNESS: I'm not sure</p> <p>7 what you mean with that.</p> <p>8 BY MR. POWERS:</p> <p>9 Q. So we talked about the</p> <p>10 definition of diversion before, right?</p> <p>11 A. Okay. Uh-huh.</p> <p>12 Q. Is the only form of</p> <p>13 diversion theft of controlled substances?</p> <p>14 MR. LAVELLE: Object to</p> <p>15 form.</p> <p>16 THE WITNESS: I mean, I'm</p> <p>17 sorry, the way I look at</p> <p>18 diversion, if it was -- if it was</p> <p>19 a diversion and it was -- then</p> <p>20 most likely it was theft or lost</p> <p>21 in transit or something like that.</p> <p>22 BY MR. POWERS:</p> <p>23 Q. You say "most likely."</p> <p>24 Does that mean there's other</p>

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1 ways a drug can be diverted?
2 A. Not in the sense of -- in my
3 opinion, in the sense of diversion, it
4 means that it's being used for other than
5 what it was supposed to be used for. So
6 I guess it would only be considered
7 theft.
8 Q. And in this document, it
9 asks that employees report diversion to a
10 supervisor, right?
11 A. Yes.
12 Q. Did you ever personally
13 report any theft to a supervisor, theft
14 of controlled substances to a supervisor?
15 A. No.
16 Q. Did you ever receive any
17 reports of theft of controlled
18 substances?
19 A. Are we specifically talking
20 about the cage, or --
21 Q. Generally speaking.
22 A. At some time, we did have
23 conversations from stores to say that
24 they did not receive their orders, and

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1 then it would be investigated.
2 Q. Then these policies we just
3 talked about in Exhibit-2, the above
4 average order monitoring and the drug
5 diversion training, they were attached to
6 an e-mail that you can see on the first
7 page of Exhibit-2 in 2007, right?
8 A. I'm sorry, would you repeat
9 that?
10 Q. So the two policies we were
11 just talking about, the above average
12 order monitoring program and the drug
13 diversion training, those two policies
14 were sent by you in 2007, according to
15 the cover e-mail, right?
16 A. Okay. Yes.
17 Q. And those two policies that
18 we just talked about, did those change
19 from 2007 to 2014?
20 A. Not that I can recall.
21 Q. Perhaps with the -- maybe
22 the store exceptions, particular store
23 exceptions, changing, right?
24 A. Yes.

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1 Q. But other than that, they
2 were almost identical, if not identical?
3 MR. LAVELLE: Object to
4 form.
5 THE WITNESS: Yes.
6 MR. POWERS: You can put
7 aside Exhibit-2.
8 MR. LAVELLE: Let's give
9 this to the court reporter.
10 - - -
11 (Whereupon, Exhibit
12 RiteAid-Chase Exhibit-3,
13 Rite_Aid_OMDL_0012503-505, was
14 marked for identification.)
15 - - -
16 MR. POWERS: I'm going to
17 hand you what's been marked as
18 Exhibit-3. It is another e-mail,
19 and the starting Bates number is
20 Rite_Aid_OMDL_0012503. And the
21 e-mail has an attachment which is
22 included in Exhibit-3.
23 THE WITNESS: Okay.
24 BY MR. POWERS:

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1 Q. So it looks like this is an
2 e-mail from Marian Wood to you, correct?
3 Do you see at the top there?
4 A. Correct.
5 Q. And it's a 2011 e-mail, and
6 it has an attachment there that's
7 entitled, Maximum
8 Pick.04.2011.revised.doc.
9 Do you see that?
10 A. Yes.
11 Q. And if you turn to the
12 second page of Exhibit-3, it's a page
13 that is entitled, Maximum Pick Allowance.
14 Do you see that?
15 A. Yes.
16 Q. So is this an example of
17 exceptions to the thresholds of
18 controlled substances?
19 A. Yes.
20 Q. And would this be posted as
21 a physical sign in the controlled
22 substance cage?
23 A. Yes.
24 Q. Besides the posting of a

<p style="text-align: right;">Page 106</p> <p>1 document like this in Exhibit-3, would 2 there be any other way to tell what 3 stores had exceptions? 4 A. For -- I'm sorry, for the 5 pickers, or just in general? 6 Q. We'll start with the 7 pickers, for the pickers. 8 A. For the pickers, they would 9 know by us alerting them of this form, 10 and then we would post it where they 11 could see it when they're picking. 12 Q. So the pickers could 13 physically see this form or this page 14 posted somewhere while they were doing 15 their picking? 16 A. Yes. 17 Q. How about besides the 18 pickers, was this available -- I say 19 "this," was this list of exceptions 20 available anywhere else besides the 21 physical posting in the control cage 22 area? 23 A. It was only posted in the 24 cage. And then myself and Marian had it</p>	<p style="text-align: right;">Page 108</p> <p>1 A. Well, they wouldn't, because 2 they would automatically stop and look it 3 up to begin with. 4 Q. You say "they would 5 automatically stop and look it up." 6 What makes you say it was 7 automatic? Was it an automated system 8 that did that, or was it just on the 9 pickers themselves to make sure they look 10 up at the picker list? 11 MR. LAVELLE: Object to 12 form. 13 THE WITNESS: The picker 14 would physically stop picking. 15 BY MR. POWERS: 16 Q. But if a picker wanted to, 17 the picker could put in the tote more 18 than 5,000 if they, just for whatever 19 reason, didn't think to look up and make 20 sure that it was on the exception list? 21 A. They could. 22 Q. What safeguards were there, 23 if that happened, that that order would 24 not be shipped out?</p>
<p style="text-align: right;">Page 107</p> <p>1 in a hardcopy -- I'm sorry, in our 2 computers in our files. 3 Q. When you say it was in the 4 computers, what do you mean by that? 5 A. I'm sorry. In the Rite Aid 6 computers that we used at work. 7 Q. How did the pickers know, 8 when fulfilling an order, that the store 9 was one of the exception stores and so 10 they could fill it above the 5,000-pill 11 thresholds? 12 A. They would have to stop and 13 look up the tote number in the computer, 14 and then the tote number would tell them 15 what the store is. 16 Q. Was there any automated way 17 that the pickers would know that this is 18 an exception store and they could fill it 19 above 5,000? 20 A. No. 21 Q. So what if a picker thought 22 that a store was on the exception list 23 and filled an order over 5,000, what 24 would happen then?</p>	<p style="text-align: right;">Page 109</p> <p>1 A. Based on the training, all 2 the pickers knew that they were not 3 supposed to pick over that amount. So 4 they knew, when something came up over 5 threshold, they would stop the pick and 6 then go look up the store to see what it 7 is. 8 Q. But if the picker was 9 mistaken that the store was on the 10 threshold -- or, excuse me, on the 11 exceptions list for the thresholds, they 12 could conceivably pick more than the 13 threshold, correct? 14 A. Correct. 15 And at that time, we had 16 another safeguard, because we had 17 verifiers that verified the totes as 18 well. 19 Q. What do the verifiers do? 20 A. Verify the information based 21 on the pick list that's printed out and 22 compare it physically to the tote. 23 Q. Where did they fall in the 24 chain, in terms of did they verify after</p>

<p style="text-align: right;">Page 110</p> <p>1 the order was picked, before it was 2 shipped? Did they verify it after it was 3 shipped? How did they do that? 4 MR. LAVELLE: Object to 5 form. 6 THE WITNESS: They verified 7 it after the pick. 8 BY MR. POWERS: 9 Q. How did the verifiers know 10 which stores had exceptions? 11 A. They have that same posting. 12 Q. The physical poster on the 13 wall like the one here in Exhibit-3? 14 A. Correct. 15 Q. How would they -- excuse me. 16 How would the verifiers 17 verify the orders? Was there an 18 electronic system? Was it a paper order 19 system? How did that work? 20 A. Originally, when I first 21 started in the cage, it was a physical 22 check and they would physically check it 23 against the set pick list that I talked 24 about.</p>	<p style="text-align: right;">Page 112</p> <p>1 right? 2 A. Correct. 3 And at that time, they would 4 see that it's over and then they would 5 also stop and question it as well. 6 MR. LAVELLE: Are you 7 finished with Exhibit-3? 8 MR. POWERS: Yes, we're 9 finished with that exhibit. 10 - - - 11 (Whereupon, Exhibit 12 RiteAid-Chase Exhibit-4, 13 Rite_Aid_OMDL_0049994-50031, was 14 marked for identification.) 15 - - - 16 MR. POWERS: I'm going to 17 hand you what's been marked as 18 Exhibit-4. It's Bates number 19 Rite_Aid_OMDL_0049994. 20 And it's a somewhat lengthy 21 exhibit. I'm really just going to 22 ask you questions about the first 23 two pages. 24 THE WITNESS: Okay.</p>
<p style="text-align: right;">Page 111</p> <p>1 At some point, which I can't 2 remember the exact date, we did have a 3 system installed where it was a computer 4 system where you scanned the item -- you 5 would scan the tote into the system so 6 the system knew exactly what store you 7 were dealing with, and then you would 8 scan the items. And it would let you 9 know what you had picked into that tote. 10 And at that time, they could catch 11 whether it was an overage or not. 12 Q. And that electronic system, 13 did that reflect the 5,000-pill 14 thresholds? 15 A. Not electronically. But at 16 that time, the store would -- the picker 17 would be able to see the store that 18 they're looking at and they would have, 19 like I said, this posting, near the 20 verifying table, so they could do a 21 double check as well. 22 Q. So the verifier would just 23 have what the order was and it could be 24 an order that was above the threshold,</p>	<p style="text-align: right;">Page 113</p> <p>1 BY MR. POWERS: 2 Q. So the first two pages, 3 which are Bates numbered ending in 9994 4 and 9995, have you ever seen those two 5 pages before? 6 A. Yes, I have. 7 Q. What do they reflect? 8 A. They have the -- a list of 9 the procedures, the titles of the 10 procedures, and the dates that I signed 11 of updates for those. 12 Q. And it looks like, in the 13 column in the left there, it's the same 14 procedures we were talking about, the 15 above average monitoring and drug 16 diversion, right? 17 Do you see that? 18 A. Yes. 19 Q. And it looks like you 20 first -- let me back up. 21 What is the date there -- 22 what does the date column there reflect? 23 A. The dates that I signed the 24 signature sheet for the procedure.</p>

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1 Q. So you signed a signature
 2 sheet for the above average monitoring
 3 for the first time in 2001, it looks
 4 like?
 5 A. I don't think it was the
 6 very first time. But -- because I see
 7 one from 6/27. But on this document, it
 8 shows for 2001, yes.
 9 Q. And then for the row below
 10 that, drug diversion, the date there is
 11 June 1st, 2001.
 12 Do you see that?
 13 A. Yes.
 14 Q. So you verified that you
 15 signed the procedure on drug diversion in
 16 2001?
 17 A. Yes.
 18 Q. Then if you see in those two
 19 rows going across on the first page of, I
 20 believe this is Exhibit-4, it looks like
 21 there are additional dates.
 22 What do those additional
 23 dates signify?
 24 A. Those would be dates that I

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1 re-signed that procedure.
 2 Q. Why did you re-sign the
 3 procedure?
 4 A. At this time, I couldn't
 5 tell you specifically why. It could have
 6 been a change to the procedure, or it
 7 could have just been an annual update.
 8 MR. POWERS: We're done with
 9 that one.
 10 - - -
 11 (Whereupon, Exhibit
 12 RiteAid-Chase Exhibit-5,
 13 Rite_Aid_OMDL_0016955-956, was
 14 marked for identification.)
 15 - - -
 16 MR. POWERS: I'm going to
 17 hand you what's been marked as
 18 Exhibit-5, which is Bates numbered
 19 Rite_Aid_OMDL_0016955.
 20 BY MR. POWERS:
 21 Q. So on the first page of
 22 Exhibit-5, it looks like this is -- the
 23 top e-mail is an e-mail to you from Kim
 24 Brown, right?

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1 A. Correct.
 2 Q. Who is Kim Brown?
 3 A. At the time, Kim Brown would
 4 have been the Rx department manager.
 5 Q. And she's forwarding a
 6 message; you can see on the bottom of
 7 Page 1 of Exhibit-5 that it looks like
 8 it's an e-mail from Kevin Mitchell,
 9 right?
 10 A. Correct.
 11 Q. And who was Kevin Mitchell?
 12 A. Kevin Mitchell was an
 13 associate from -- well, he was a Rite Aid
 14 employee, and he was corporate. And we
 15 reported to him -- as a DEA coordinator,
 16 we reported to him.
 17 Q. When you say "we," who do
 18 you mean?
 19 A. Sorry, all the DEA
 20 coordinators for the different
 21 distribution centers.
 22 Q. And it looks like Kevin
 23 Mitchell is asking for some information
 24 and Kimberly Brown is asking you to

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1 collect it.
 2 Is that a fair
 3 representation of what's happening here?
 4 MR. LAVELLE: Object to
 5 form.
 6 THE WITNESS: Yes.
 7 BY MR. POWERS:
 8 Q. Do you recall completing
 9 that task that Debra -- excuse me, that
 10 Kimberly Brown gave to you?
 11 A. I can't recall specifically.
 12 But looking at what he's asking for, we
 13 always had it in the cage.
 14 Q. I want to go through what
 15 Kevin was asking for here.
 16 So going to the first line
 17 of Kevin Mitchell's e-mail, it says,
 18 First of all, I want to ensure that you
 19 have in place an excessive order
 20 monitoring process for your respective
 21 DC.
 22 Do you see that?
 23 A. Yes.
 24 Q. And Kevin Mitchell sends

<p style="text-align: right;">Page 118</p> <p>1 this e-mail in 2008, right?</p> <p>2 A. Yes.</p> <p>3 Q. And the previous exhibit,</p> <p>4 Exhibit-4, you had been certifying that</p> <p>5 you looked at excessive order monitoring</p> <p>6 since 2001, right?</p> <p>7 A. Yes.</p> <p>8 Q. How come Kevin doesn't know</p> <p>9 that this is already in place?</p> <p>10 MR. LAVELLE: Object to</p> <p>11 form.</p> <p>12 THE WITNESS: I don't know.</p> <p>13 BY MR. POWERS:</p> <p>14 Q. He was the director of</p> <p>15 regulatory compliance, right?</p> <p>16 Kevin was the director of</p> <p>17 regulatory compliance, right?</p> <p>18 A. Correct.</p> <p>19 Q. Shouldn't he have known</p> <p>20 about the already-in-place order</p> <p>21 monitoring, excessive order monitoring,</p> <p>22 above average order monitoring, whatever</p> <p>23 you want to call it?</p> <p>24 MR. LAVELLE: Object to</p>	<p style="text-align: right;">Page 120</p> <p>1 need the store number, the item number</p> <p>2 and description and date of order. We</p> <p>3 are going to run reports for those stores</p> <p>4 on those items in question to check for,</p> <p>5 quote, need.</p> <p>6 Do you see that?</p> <p>7 A. Yes.</p> <p>8 Q. How would you find out</p> <p>9 information about stores ordering in</p> <p>10 excess of the quantities?</p> <p>11 A. I would have gotten that</p> <p>12 information off of the excessive order</p> <p>13 log.</p> <p>14 Q. Would Kevin Mitchell have</p> <p>15 had access to that excessive order log</p> <p>16 himself?</p> <p>17 MR. LAVELLE: Object to</p> <p>18 form.</p> <p>19 THE WITNESS: No.</p> <p>20 BY MR. POWERS:</p> <p>21 Q. So he would need to rely on</p> <p>22 each individual distribution center to</p> <p>23 tell him which orders were coming in</p> <p>24 above the thresholds?</p>
<p style="text-align: right;">Page 119</p> <p>1 form.</p> <p>2 THE WITNESS: Yes.</p> <p>3 BY MR. POWERS:</p> <p>4 Q. Does Kevin Mitchell not know</p> <p>5 what he's talking about here?</p> <p>6 MR. LAVELLE: Object to</p> <p>7 form.</p> <p>8 THE WITNESS: The way I read</p> <p>9 this, I don't read it as if he's</p> <p>10 saying he don't know that we have</p> <p>11 it. It's that he wants to make</p> <p>12 sure that we have it.</p> <p>13 BY MR. POWERS:</p> <p>14 Q. Were there any distribution</p> <p>15 centers that did not have this above</p> <p>16 average or excessive order monitoring</p> <p>17 procedures?</p> <p>18 A. I can't speak for all the</p> <p>19 other DCs, but we all pretty much always</p> <p>20 followed the same procedures.</p> <p>21 Q. Going down to the third</p> <p>22 paragraph that starts, Please identify</p> <p>23 any and all stores that have attempted to</p> <p>24 order in excess of these quantities. I</p>	<p style="text-align: right;">Page 121</p> <p>1 A. Yes.</p> <p>2 Q. Besides asking each</p> <p>3 individual distribution center, Kevin</p> <p>4 Mitchell could not find that information</p> <p>5 on his own?</p> <p>6 MR. LAVELLE: Object to</p> <p>7 form.</p> <p>8 BY MR. POWERS:</p> <p>9 Q. About which orders were</p> <p>10 above the thresholds?</p> <p>11 MR. LAVELLE: Same</p> <p>12 objection.</p> <p>13 THE WITNESS: Repeat the</p> <p>14 question for me, please. I'm</p> <p>15 sorry.</p> <p>16 BY MR. POWERS:</p> <p>17 Q. Sure.</p> <p>18 So in order for Kevin</p> <p>19 Mitchell to figure out which orders were</p> <p>20 coming in over threshold, he would need</p> <p>21 to directly contact each distribution</p> <p>22 center himself to get the distribution</p> <p>23 center to tell him, correct?</p> <p>24 MR. LAVELLE: Object to</p>

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1 form.
 2 THE WITNESS: He could get
 3 the information from us. I'm not
 4 quite sure if it's something he
 5 could have gone to the corporate
 6 office and had their IT pull that
 7 information.
 8 BY MR. POWERS:
 9 Q. But in your personal
 10 knowledge, Kevin Mitchell would have to
 11 come -- would come to you and the
 12 distribution centers to figure out this
 13 sort of information about which orders
 14 were above the threshold?
 15 MR. LAVELLE: Object to
 16 form.
 17 THE WITNESS: Yes.
 18 BY MR. POWERS:
 19 Q. And in that same paragraph I
 20 just read, the last sentence reads, We
 21 are going to run reports for those stores
 22 on those items in question to check for,
 23 quote, need.
 24 Do you know if those reports

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1 referred to in that sentence were ever
 2 run?
 3 A. No, I don't, because that
 4 probably would have been something that
 5 he ran from the corporate office.
 6 Q. Do you know what Kevin
 7 Mitchell means there when he says "need"
 8 in quotes?
 9 MR. LAVELLE: Object to
 10 form.
 11 THE WITNESS: No, not
 12 specifically. But -- no.
 13 BY MR. POWERS:
 14 Q. And besides in the excessive
 15 order log, would the information
 16 requested by Kevin Mitchell in this
 17 paragraph be reflected anywhere else?
 18 A. Say that again. I'm sorry.
 19 Q. Besides being in the
 20 excessive order monitoring log, would the
 21 information asked for by Kevin Mitchell
 22 here in this paragraph in Exhibit-5
 23 starting with, Please identify, would
 24 that information be anywhere else?

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1 A. In the form that he's asking
 2 for, we would have had it in the cage,
 3 the excessive order log. But he could
 4 have possibly went to systems and asked
 5 them to pull the store's orders, and then
 6 he could see what they ordered.
 7 Q. But that was not information
 8 that was kept in the regular course of
 9 business, besides being put into the
 10 excessive order monitoring log?
 11 MR. LAVELLE: Object to
 12 form.
 13 THE WITNESS: Correct.
 14 BY MR. POWERS:
 15 Q. Moving on to the next
 16 paragraph, it reads: Also, some of you
 17 have stores that have been given
 18 exceptions for certain items. Please
 19 provide the store number and item numbers
 20 as well. We want to reevaluate the need.
 21 Do you see that?
 22 A. Yes.
 23 Q. Who gave the exceptions
 24 referred to in there -- referred to in

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1 this paragraph?
 2 A. From reading this, I take it
 3 that they're talking about the exceptions
 4 that we had listed on those sheets that
 5 we talked about previously, and that
 6 would have been through Janet Hart's
 7 office.
 8 Q. So we're talking about
 9 threshold exceptions here?
 10 A. Exactly.
 11 Q. This list of threshold
 12 exceptions, was that only kept at the DC?
 13 MR. LAVELLE: Object to
 14 form.
 15 THE WITNESS: Yes.
 16 BY MR. POWERS:
 17 Q. So to the best of your
 18 knowledge, Kevin Mitchell did not have a
 19 separate list of the exceptions?
 20 A. I could not speak for what
 21 he actually kept. Janet Hart would have
 22 it as well, because she would be the one
 23 we got the information from.
 24 Q. Did you know what the

<p style="text-align: right;">Page 126</p> <p>1 exceptions were at other DCs, threshold 2 exceptions were at the other distribution 3 centers? 4 A. Not specifically right now, 5 but I -- I'm thinking that we all had the 6 same threshold. 7 Q. All had the same threshold 8 or threshold exceptions? 9 A. Threshold exceptions, sorry. 10 Q. And the next paragraph down, 11 it says, We will be reevaluating our 12 current thresholds. Once we run the 13 reports and review, we will send to your 14 DC printer for you to file with your 15 controlled drug paperwork. 16 Do you see that? 17 A. Yes. 18 Q. Do you know if the 19 thresholds were ever reevaluated? 20 A. At the -- yes, they were. 21 Q. When were they reevaluated? 22 A. To my recollection -- I 23 don't remember the exact dates, but they 24 were looked at again right before I</p>	<p style="text-align: right;">Page 128</p> <p>1 A. I don't recall what they 2 would have been. 3 Q. When he says "the DC 4 printer," what does that mean? 5 A. The only DC printer that I 6 can think of would be through the 7 computer room. 8 Q. But you never saw any report 9 about reevaluating thresholds or anything 10 like that come through the distribution 11 center? 12 MR. LAVELLE: Object to 13 form. 14 THE WITNESS: Not that I can 15 recall. 16 BY MR. POWERS: 17 Q. And from the top e-mail, it 18 looks like something that these -- these 19 categories of information that we were 20 talking about that Kevin is looking for, 21 did you ever put those together, as 22 Kimberly Brown asked you to? 23 A. I can't remember 24 specifically. I can say that I most</p>
<p style="text-align: right;">Page 127</p> <p>1 started in the position as the 2 coordinator. 3 And they were pretty much 4 always the same at the time that I was 5 there. 6 Q. When was the time when you 7 started as coordinator? 8 A. Approximately in 2002, 9 something like that. 10 Q. Did the thresholds ever 11 change from the 5,000-pill count? 12 A. Not at the time that I was 13 there, no. 14 Q. So the threshold may have 15 been reevaluated, but the actual 16 5,000-pill threshold didn't ever change? 17 That number never changed? 18 A. Correct. 19 Q. And the reports and review 20 that it refers to in this last paragraph, 21 did you ever see those? 22 A. No. 23 Q. So it was never sent to the 24 DC printer?</p>	<p style="text-align: right;">Page 129</p> <p>1 likely did. 2 Q. Okay. 3 MR. LAVELLE: Finished with 4 5? 5 MR. POWERS: Yes, we're 6 done. 7 - - - 8 (Whereupon, Exhibit 9 RiteAid-Chase Exhibit-6, 10 Rite_Aid_OMDL_0003641, was marked 11 for identification.) 12 - - - 13 MR. POWERS: I'm going to 14 hand you what's been marked as 15 Exhibit-6. This is Bates number 16 Rite_Aid_OMDL_0003641. 17 THE WITNESS: Okay. 18 BY MR. POWERS: 19 Q. Have you ever seen this 20 document before in Exhibit-6? 21 A. Yes. 22 Q. When was the last time you 23 saw this document? 24 A. I recall seeing a copy of it</p>

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1 recently, within the last week.
 2 I'm sorry, maybe not this
 3 specific one, but one similar to.
 4 Q. A document similar to this?
 5 A. Yes.
 6 Q. And what is this document in
 7 Exhibit-6?
 8 A. The controlled drug
 9 adjustment record.
 10 Q. What does it reflect?
 11 A. It reflects any type of
 12 adjustments that was done to an item
 13 systematically.
 14 Q. Is this different than the
 15 excessive order monitoring log?
 16 A. Yes.
 17 Q. What is the difference?
 18 A. This would be any type of
 19 adjustment that was done to that item
 20 within the system, as to whether it was
 21 recording a loss to it or an overage or,
 22 really, pretty much anything that would
 23 have affected the inventory for that
 24 item.

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1 Q. So it reflects more than
 2 just orders that were excessive orders,
 3 it reflects any sort of adjustment to the
 4 orders that were shipped?
 5 A. Correct.
 6 Q. How often were these --
 7 well, let's back up a second.
 8 Is it all right if we call
 9 Exhibit-6 a controlled drug adjustment
 10 record?
 11 A. Yes.
 12 Q. How often were the
 13 controlled drug adjustment records
 14 generated?
 15 MR. LAVELLE: Object to
 16 form.
 17 THE WITNESS: Could you
 18 repeat that for me, please?
 19 BY MR. POWERS:
 20 Q. Sure.
 21 How often were these
 22 controlled drug adjustment records
 23 generated?
 24 A. Any time any type of

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1 adjustment was done to an item.
 2 Q. Was it done in realtime or
 3 was it done weekly or monthly?
 4 MR. LAVELLE: Object to
 5 form.
 6 THE WITNESS: Pretty much
 7 the same day anything would happen
 8 to it; or, shall I say, any time
 9 anything was adjusted, it was
 10 recorded.
 11 BY MR. POWERS:
 12 Q. So in the left-hand column
 13 there, it has a bunch of different dates.
 14 Those were the dates that
 15 the particular row was added to the
 16 controlled drug adjustment record; is
 17 that what that means?
 18 A. That would be the date that
 19 whatever adjustment was done to the item,
 20 yes.
 21 Q. But it looks like those
 22 dates only span from December 17th, 2012
 23 to December 21st, 2012, right?
 24 A. Yes.

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1 Q. How come there is only that
 2 date range on this particular sheet?
 3 A. This sheet was done -- this
 4 particular sheet was done weekly.
 5 Q. Okay. So these -- these
 6 reports, the controlled drug adjustment
 7 records, would be completed weekly with
 8 all the orders that were adjusted for
 9 that week; is that right?
 10 A. Yes. This was a weekly
 11 report.
 12 Q. So for the next week, there
 13 would be a similar controlled drug
 14 adjustment record reflecting the same
 15 information?
 16 A. For that week ending, yes.
 17 Q. So you would have a whole
 18 collection of these controlled drug
 19 adjustment records for every single week
 20 at the distribution center, right?
 21 A. Correct.
 22 Q. Where were these controlled
 23 drug adjustment records kept?
 24 A. They were kept in a logbook

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1 that was in the DEA coordinator's office.
2 Q. Were they kept in electronic
3 format anywhere?
4 A. Yes. We have the file --
5 had a file within the Rite Aid computers.
6 Q. So when you added things --
7 let me back up.
8 Were you one of the people
9 who added entries on this controlled drug
10 adjustment record in Exhibit-6?
11 A. Yes.
12 Q. Who else would add things to
13 these controlled drug adjustment records?
14 A. Marian Wood.
15 Q. Anyone else?
16 A. No.
17 Q. Would you add the entries on
18 Exhibit-6 electronically or in hardcopy?
19 A. It would start off as a
20 hardcopy, written. And then we would go
21 back in and update it electronically and
22 print it out.
23 So it would be what you're
24 looking at right now.

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1 Q. So you had a hardcopy sheet,
2 you would write in on the sheet with the
3 information, then the information would
4 get typed in the -- that same information
5 would be transposed to the computer
6 electronically, and then the electronic
7 copy is the one that is then printed out
8 and we see in Exhibit-6; is that right?
9 MR. LAVELLE: Object to
10 form.
11 THE WITNESS: Yes.
12 BY MR. POWERS:
13 Q. How come you didn't just
14 enter it into the computer in the first
15 instance?
16 A. Depending on timing, what we
17 were doing throughout that day. If
18 something was going on and we made an
19 adjustment, so we would write it down so
20 we could have that information written
21 down properly.
22 And then we would -- time,
23 we would go back and create the
24 hardcopy -- the computer-generated copy.

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1 Q. And I'll direct your
2 attention to the second row on Exhibit-6,
3 the one for the date -- the first order
4 for the date of 12/20/2012.
5 Do you see the row I'm
6 talking about?
7 A. Yes.
8 Q. What does the item number
9 column reflect?
10 A. The item number that's
11 assigned to that drug.
12 Q. And how about the next
13 column over to the right, with the
14 heading of QTY, what does that reflect?
15 A. That is the quantity that
16 was adjusted back into the inventory.
17 Q. So the numbers in the
18 quantity column reflect what went back
19 into the inventory, as opposed to shipped
20 to the store; is that right?
21 A. Correct.
22 It would reflect any type of
23 adjustment, whether it would have been an
24 addition or subtraction. And in this

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1 instance, it's an addition.
2 Q. So in this particular line
3 we're talking about, the plus 29 reflects
4 that 29 units were placed back into
5 inventory; is that right?
6 A. Correct.
7 Q. How about the next column
8 over, ADJ code?
9 What does that reflect?
10 A. That is -- that is an
11 adjustment code. And each action was
12 assigned an adjustment code. And this
13 one reflected that it was based on an
14 excessive order.
15 Q. Who assigned the adjustment
16 codes?
17 A. Those were already in place
18 when I started working there, and I can
19 only assume it was a corporate issue.
20 Q. But do you know if those
21 are -- adjustment codes are used
22 internally at Rite Aid, or are those DEA
23 adjustment codes?
24 A. They would be Rite Aid

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1 codes.
2 Q. So this looks like there's a
3 code of 087.
4 What does that represent?
5 A. That code is representing
6 that we put items back into the system
7 based on an excessive order.
8 Q. How about on the bottom row
9 there, 099, what does that mean?
10 A. 099, that is a receiving
11 code, receiving error code.
12 Q. Are there any other codes
13 besides 087 and 099?
14 A. There are. I just can't
15 remember what they are specifically right
16 now.
17 Q. Are you familiar with code
18 080?
19 A. It sounds familiar. I just
20 don't remember what it is right now.
21 Q. How about code 007?
22 A. Yes.
23 Q. What does that one mean?
24 A. 007 was considered a

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1 miscellaneous code.
2 Q. So going back to the row we
3 were talking about, the second row on
4 Exhibit-6, the description column says,
5 C3A hydro/APAP10/325MG100STAB.
6 Do you see that?
7 A. Yes.
8 Q. What does the description
9 code -- what does the description column
10 represent?
11 A. The title of the drug.
12 Q. And so what does this drug
13 in the second row reflect?
14 A. Hydrocodone APAP.
15 Q. Moving over to NDC number
16 column, what is that?
17 A. That would be the NDC code
18 that's assigned to the drugs.
19 Q. What does NDC stand for?
20 A. I can't remember right off.
21 I believe it was the National -- I don't
22 remember exactly.
23 Q. Is it National Drug Code?
24 A. National Drug Code, yes.

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1 Q. And then looking over to the
2 final column, reason, what is that column
3 supposed to reflect?
4 A. That code would be a
5 description of why that item was added
6 back into the system.
7 Q. So for the line -- the row
8 we've been looking at, it says,
9 EXE.ord.store 4239, pills, 79, sent 50,
10 credit 29.
11 Do you see that?
12 A. Yes.
13 Q. Does that mean -- do the
14 first three words there mean exceed order
15 of the store, or something along those
16 lines?
17 A. Excessive order.
18 Q. Excessive order, okay.
19 So that would be an order
20 that was above the 5,000-pill threshold,
21 right?
22 A. Yes.
23 Q. And the rest of the reason
24 there, does that reflect that the order

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1 was cut from 79 to 50?
2 A. Yes.
3 Q. And that means, then, Rite
4 Aid had to credit 29 units because those
5 were not actually being shipped, right?
6 A. Correct.
7 Q. And that's the same thing in
8 the other two rows here for hydrocodone
9 products where the orders were on 12/21,
10 right?
11 A. Yes.
12 Q. The reason column there,
13 does that reflect all of the information
14 that would have been on the handwritten
15 version of this controlled drug
16 adjustment record?
17 A. Yes. That would have --
18 that would have went into the reason code
19 on the excessive logbook.
20 Q. So there would be no other
21 information that was contained on the
22 handwritten version of this controlled
23 drug adjustment record, other than what's
24 on Exhibit-6, the printout?

<p style="text-align: right;">Page 142</p> <p>1 A. Say that again. I'm sorry.</p> <p>2 Q. So you said before that</p> <p>3 there was a handwritten version of the</p> <p>4 drug adjustment records that was</p> <p>5 transcribed into the computer, correct?</p> <p>6 A. Correct.</p> <p>7 Q. Did the handwritten version</p> <p>8 contain more information than was input</p> <p>9 into the computer?</p> <p>10 A. No.</p> <p>11 Q. Does this drug adjustment</p> <p>12 record in Exhibit-6 reflect any</p> <p>13 information about whether the pharmacy</p> <p>14 was contacted about the order above</p> <p>15 threshold?</p> <p>16 A. That wouldn't have been on</p> <p>17 here. That would have been logged into</p> <p>18 the excessive logbook.</p> <p>19 Q. So any calls to pharmacies</p> <p>20 would not have been logged on these drug</p> <p>21 adjustment records like the one in</p> <p>22 Exhibit-6?</p> <p>23 A. Not on here, no.</p> <p>24 Q. With these orders that were</p>	<p style="text-align: right;">Page 144</p> <p>1 you tracked on any sort of regular basis,</p> <p>2 was it?</p> <p>3 A. No.</p> <p>4 Q. So besides going back and</p> <p>5 physically looking at the excessive order</p> <p>6 logbook, you would have no way of knowing</p> <p>7 which stores consistently ordered over</p> <p>8 threshold?</p> <p>9 A. No, I wouldn't have known.</p> <p>10 Q. Did you know that in 2013</p> <p>11 Rite Aid was developing a suspicious</p> <p>12 order monitoring program?</p> <p>13 A. It sounds familiar, but I'm</p> <p>14 not directly remembering it specifically.</p> <p>15 Q. Did you have any involvement</p> <p>16 in that development?</p> <p>17 A. No.</p> <p>18 Q. How did you hear about it?</p> <p>19 A. It may have been something</p> <p>20 that was mentioned to me by Marian Wood</p> <p>21 or maybe Keith -- I'm sorry, Kevin</p> <p>22 Mitchell.</p> <p>23 But once again, I don't</p> <p>24 remember specifically.</p>
<p style="text-align: right;">Page 143</p> <p>1 cut because they exceeded the thresholds,</p> <p>2 do you know if the individual stores</p> <p>3 could order directly from McKesson for</p> <p>4 those -- for those particular products?</p> <p>5 A. It is my understanding that</p> <p>6 the stores could order from McKesson.</p> <p>7 Specifically, I could not answer that.</p> <p>8 Q. Did the distribution center</p> <p>9 have any way to figure out if an</p> <p>10 individual store was ordering from</p> <p>11 McKesson in addition to the shipments</p> <p>12 from the distribution center?</p> <p>13 A. Not that I know of.</p> <p>14 Q. Was there any way to track</p> <p>15 stores that consistently ordered above</p> <p>16 threshold?</p> <p>17 MR. LAVELLE: Object to the</p> <p>18 form of the question.</p> <p>19 THE WITNESS: We could -- we</p> <p>20 used our excessive logbook to look</p> <p>21 and see if, you know, stores</p> <p>22 consistently --</p> <p>23 BY MR. POWERS:</p> <p>24 Q. But that was not something</p>	<p style="text-align: right;">Page 145</p> <p>1 Q. You never gave any input on</p> <p>2 how a suspicious order monitoring system</p> <p>3 should be put in place at Rite Aid?</p> <p>4 A. No.</p> <p>5 Q. Did you have a suspicious</p> <p>6 order monitoring program at Rite Aid?</p> <p>7 MR. LAVELLE: Object to</p> <p>8 form.</p> <p>9 THE WITNESS: I'm aware that</p> <p>10 we had a procedure for suspicious</p> <p>11 monitoring.</p> <p>12 BY MR. POWERS:</p> <p>13 Q. What was that procedure?</p> <p>14 A. Basically, from my</p> <p>15 recollection, it was if we saw any</p> <p>16 suspicious orders, then we were to report</p> <p>17 it to a manager or -- and they would</p> <p>18 report it -- and, in turn, it would be</p> <p>19 reported to the DEA.</p> <p>20 Q. Was that a written policy?</p> <p>21 A. I do recall us having a</p> <p>22 policy for that.</p> <p>23 Q. At all times you worked at</p> <p>24 Rite Aid?</p>

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1 A. I'm sorry?

2 Q. At all times you worked at

3 Rite Aid?

4 A. Yes.

5 Q. You had a written policy

6 that you were supposed to report

7 suspicious orders?

8 A. Yes.

9 Q. Did you ever report any

10 suspicious orders yourself?

11 A. No.

12 Q. Do you know of anyone who

13 ever reported any suspicious orders?

14 A. No.

15 Q. Where would that suspicious

16 order monitoring policy be?

17 Where could I find a copy of

18 it?

19 A. I believe it is in the DEA

20 regulation book. I can't remember

21 specifically right now.

22 Q. Do you know if Rite Aid ever

23 investigated any orders as potentially

24 suspicious during the time that you

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1 worked at Rite Aid?

2 MR. LAVELLE: Object to

3 form.

4 THE WITNESS: No.

5 BY MR. POWERS:

6 Q. No, you don't know; or, no,

7 they never investigated any orders as

8 potentially suspicious?

9 MR. LAVELLE: Object to

10 form.

11 THE WITNESS: None that I'm

12 aware of.

13 BY MR. POWERS:

14 Q. So you're not aware of any

15 time Rite Aid investigated any order that

16 was potentially suspicious; is that

17 right?

18 MR. LAVELLE: Object to

19 form.

20 THE WITNESS: Repeat your

21 question, please.

22 BY MR. POWERS:

23 Q. You're not aware of any

24 times that Rite Aid investigated

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1 potentially suspicious orders, right?

2 MR. LAVELLE: Object to

3 form.

4 THE WITNESS: No.

5 MR. LAVELLE: Counsel, it's

6 about five minutes after 1:00.

7 MR. POWERS: Yes. I think I

8 may be done, so do you want to

9 take a quick ten-minute break and

10 we may be done for the day.

11 MR. LAVELLE: That's fine.

12 VIDEO TECHNICIAN: The time

13 is 1:04 p.m. We are going off the

14 record.

15 - - -

16 (Whereupon, a brief recess

17 was taken.)

18 - - -

19 VIDEO TECHNICIAN: The time

20 is 1:17 p.m. We are back on the

21 record.

22 BY MR. POWERS:

23 Q. Welcome back, Ms. Chase.

24 I just have a couple of

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1 follow-up questions, and then I think

2 I'll be done.

3 - - -

4 (Whereupon, Exhibit

5 RiteAid-Chase Exhibit-7,

6 Rite_Aid_OMDL_0014379-452, was

7 marked for identification.)

8 - - -

9 MR. POWERS: I'm going to

10 hand you what's been marked as

11 Exhibit-7, which is a document

12 with Rite Aid Bates number

13 Rite_Aid_OMDL_0014379. And, once

14 again, it's another document that

15 has a lot of pages in it.

16 BY MR. POWERS:

17 Q. I'm going to direct your

18 attention only to one particular page,

19 and that page is the Bates ending in

20 14404.

21 MR. LAVELLE: The witness

22 has it in front of her.

23 BY MR. POWERS:

24 Q. Before the break, we were

Page 150

1 talking about a suspicious order
2 monitoring program.
3 Is this page reflected at
4 Bates number 14407 -- 14404 of Exhibit-7
5 the suspicious order monitoring program
6 you were referring to?
7 A. This is for -- this is for
8 the excessive order monitoring, yes.
9 Q. So is there a different
10 program you're referring to when you
11 say -- when you were talking about the
12 suspicious order monitoring program?
13 A. I just recall that this was
14 in here, and it mentioned about
15 suspicious orders.
16 Q. So is there a different
17 program you were referring to when you
18 referred to a suspicious order monitoring
19 program before?
20 MR. LAVELLE: Object to the
21 form of the question.
22 THE WITNESS: No, not at the
23 time. I was thinking of this.
24 BY MR. POWERS:

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1 Q. When you say "this," you
2 mean the page --
3 A. This form we're looking at.
4 Q. -- the page in Exhibit-7
5 with the Bates number ending in 14404?
6 MR. LAVELLE: You need to
7 wait until he's finished asking
8 the question before you answer,
9 otherwise the record is not clear.
10 Can we have the question
11 read back?
12 MR. POWERS: I can just
13 rephrase it.
14 MR. LAVELLE: Okay. Thanks.
15 BY MR. POWERS:
16 Q. You said you were thinking
17 of this.
18 And I asked, When you say
19 "this," were you referring to the page in
20 Exhibit-7 with the Bates number ending in
21 14404?
22 MR. LAVELLE: Object to
23 form.
24 THE WITNESS: Yes.

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1 BY MR. POWERS:
2 Q. And on Page 14404 of
3 Exhibit-7, in the paragraph next to
4 Number 3, it says, A review is performed
5 to determine the legitimacy of the order.
6 Appropriate documentation of the review
7 is maintained on file.
8 Were you ever aware of any
9 reviews like the one referred to here
10 being conducted?
11 MR. LAVELLE: Object to
12 form.
13 THE WITNESS: Looking at
14 this, in my opinion, the review
15 would be us looking at the order
16 and calling the store to
17 determine --
18 BY MR. POWERS:
19 Q. Anything else besides -- I'm
20 sorry. I'm sorry, I jumped in there.
21 You can finish your answer.
22 A. And to determine if that
23 is -- I'm sorry, specifically what they
24 were supposed to get or what they were to

Page 153

1 get.
2 Q. So besides calling the
3 store, was anything else done in the
4 review?
5 A. Not that I can recall right
6 now.
7 Q. Besides -- let me back up.
8 Did you get a written copy
9 of this suspicious order monitoring
10 guideline reflected in Exhibit-7?
11 A. It was in the regulatory
12 guideline book that we had in the office.
13 Q. And that was a hardcopy
14 book?
15 A. Yes.
16 Q. Besides the hardcopy book
17 you had in the office, did you ever get
18 any specific training on this particular
19 procedure about excessive order
20 monitoring?
21 A. Yes. It was part of the
22 packet that we looked at earlier when it
23 talked about excessive order monitoring.
24 Q. Besides that other packet we

Page 154

1 talked about earlier, any other training
2 on how to recognize excessive orders or
3 suspicious orders?
4 A. Not that I can recall.
5 Q. You testified in the
6 beginning, when we were talking about
7 your job responsibilities -- sorry, we're
8 done with Exhibit-7.
9 You talked about earlier,
10 when we were talking about your job
11 responsibilities at Rite Aid, that you
12 went from the DEA coordinator in 2007
13 back to being a DEA clerk.
14 Why did that happen?
15 A. At the time, I was asked to
16 step down from the DEA coordinator
17 position.
18 Q. Why were you asked to step
19 down from the DEA coordinator position?
20 A. Because of my lateness to
21 work in the mornings.
22 Q. Did it have anything to do
23 with your job performance?
24 A. Nothing at all --

Page 155

1 Q. Besides the lateness?
2 A. -- except for -- yeah, at
3 the time, Kim Brown felt that by me
4 punching in late in the morning that she
5 felt that I didn't need to be in that
6 position.
7 MR. POWERS: That's all I
8 have.
9 MR. LAVELLE: Any other
10 questions?
11 We have no questions for the
12 witness. The witness reserves the
13 right to read and sign.
14 VIDEO TECHNICIAN: The time
15 is 1:23 p.m., January 4th, 2019.
16 Going off the record, completing
17 the videotape deposition.
18 - - -
19 (Whereupon, the deposition
20 concluded at 1:23 p.m.)
21 - - -
22
23
24

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1 CERTIFICATE
2
3
4 I HEREBY CERTIFY that the
5 witness was duly sworn by me and that the
6 deposition is a true record of the
7 testimony given by the witness.
8
9
10
11 Amanda Maslynsky-Miller
12 Certified Realtime Reporter
13 Dated: January 7, 2019
14
15
16
17 (The foregoing certification
18 of this transcript does not apply to any
19 reproduction of the same by any means,
20 unless under the direct control and/or
21 supervision of the certifying reporter.)
22
23
24

Page 157

1 INSTRUCTIONS TO WITNESS
2
3 Please read your deposition
4 over carefully and make any necessary
5 corrections. You should state the reason
6 in the appropriate space on the errata
7 sheet for any corrections that are made.
8 After doing so, please sign
9 the errata sheet and date it.
10 You are signing same subject
11 to the changes you have noted on the
12 errata sheet, which will be attached to
13 your deposition.
14 It is imperative that you
15 return the original errata sheet to the
16 deposing attorney within thirty (30) days
17 of receipt of the deposition transcript
18 by you. If you fail to do so, the
19 deposition transcript may be deemed to be
20 accurate and may be used in court.
21
22
23
24

Page 158

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Page 160

1 LAWYER'S NOTES
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1 ACKNOWLEDGMENT OF DEPONENT
2
3 I, _____, do
4 hereby certify that I have read the
5 foregoing pages, 1 - 155, and that the
6 same is a correct transcription of the
7 answers given by me to the questions
8 therein propounded, except for the
9 corrections or changes in form or
10 substance, if any, noted in the attached
11 Errata Sheet.
12
13 _____
14 DEBRA CHASE DATE
15
16 Subscribed and sworn
17 to before me this
18 _____ day of _____, 20____.
19
20 My commission expires: _____
21
22 _____
23 Notary Public
24